

INCIDENT NUMBER		SAN DIEGO REGIONAL ADDITIONAL VICTIMS/WITNESSES/OTHERS				PAGE 1 OF 91		CASE NUMBER 1207248	
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, Mount Laguna, CA 91950						BEAT 24	DISTRICT	DATE 12/1/2012 - 1/14/2014	

VICTIM / WITNESS	<input checked="" type="checkbox"/> V <input type="checkbox"/> W		W-TYPE 06	VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION) [REDACTED]					
	RESIDENCE ADDRESS, CITY STATE ZIP [REDACTED]								PHONE (Home) [REDACTED]
	RACE O	SEX M	DATE OF BIRTH [REDACTED]	ID TYPE DL	ID NUMBER [REDACTED]	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE No	RELATION TO: VICTIM SUSPECT N
	STATUS E		EMPLOYER / SCHOOL EAT AND GO DELI		OCCUPATION / RANK / GRADE CLERK		DAYS OFF Vary	WORK HOURS Vary	
	BUSINESS ADDRESS, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950								V/W ASSIST N
	ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)								

VICTIM / WITNESS	<input type="checkbox"/> V <input checked="" type="checkbox"/> W		W-TYPE 06	VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION) [REDACTED]					
	RESIDENCE ADDRESS, CITY STATE ZIP [REDACTED]								PHONE (Home) [REDACTED]
	RACE H	SEX F	DATE OF BIRTH [REDACTED]	ID TYPE DL	ID NUMBER [REDACTED]	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE No	RELATION TO: VICTIM SUSPECT N
	STATUS E		EMPLOYER / SCHOOL [REDACTED]		OCCUPATION / RANK / GRADE [REDACTED]		DAYS OFF Sat - Sun	WORK HOURS 10:00-17:00	
	BUSINESS ADDRESS, CITY STATE ZIP [REDACTED]								V/W ASSIST N
	ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)								

VICTIM / WITNESS	<input type="checkbox"/> V <input checked="" type="checkbox"/> W		W-TYPE 06	VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION) [REDACTED]					
	RESIDENCE ADDRESS, CITY STATE ZIP [REDACTED]								PHONE (Work) [REDACTED]
	RACE H	SEX M	DATE OF BIRTH [REDACTED]	ID TYPE DL	ID NUMBER [REDACTED]	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE No	RELATION TO: VICTIM SUSPECT A
	STATUS E		EMPLOYER / SCHOOL [REDACTED]		OCCUPATION / RANK / GRADE [REDACTED]		DAYS OFF Vary	WORK HOURS 08:00-17:00	
	BUSINESS ADDRESS, CITY STATE ZIP [REDACTED]								V/W ASSIST N
	ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)								

VICTIM / WITNESS	<input type="checkbox"/> V <input checked="" type="checkbox"/> W		W-TYPE 06	VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION) [REDACTED]					
	RESIDENCE ADDRESS, CITY STATE ZIP [REDACTED]								PHONE (Home) [REDACTED]
	RACE H	SEX F	DATE OF BIRTH [REDACTED]	ID TYPE DL	ID NUMBER [REDACTED]	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE No	RELATION TO: VICTIM SUSPECT R
	STATUS U		EMPLOYER / SCHOOL [REDACTED]		OCCUPATION / RANK / GRADE [REDACTED]		DAYS OFF	WORK HOURS	
	BUSINESS ADDRESS, CITY STATE ZIP [REDACTED]								V/W ASSIST N
	ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)								

REPORTING OFFICER Ybarra		ID# 381	DIVISION INV	APPROVED BY Smith	ID# 334	DATE AND TIME OF REPORT 01/14/2014 09:07
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INCIDENT NUMBER		SAN DIEGO REGIONAL ADDITIONAL VICTIMS/WITNESSES/OTHERS				PAGE 2 OF 91		CASE NUMBER 1207248	
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, Mount Laguna, CA 91950						BEAT 24	DISTRICT	DATE 12/1/2012 - 1/14/2014	

VICTIM / WITNESS	<input type="checkbox"/> W-TYPE		VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)											
	<input checked="" type="checkbox"/> W		06		PRIETTO, JOHN JOSEPH									
	RESIDENCE ADDRESS, CITY STATE ZIP								PHONE (Work)					
	<input type="checkbox"/> W		<input type="checkbox"/> M		<input type="checkbox"/> DL		<input type="checkbox"/> ID NUMBER		<input type="checkbox"/> ID NUMBER		<input type="checkbox"/> INTERPRETER?/LANGUAGE		<input type="checkbox"/> RELATION TO: VICTIM SUSPECT	
											No		N	
<input type="checkbox"/> STATUS		<input type="checkbox"/> EMPLOYER / SCHOOL				<input type="checkbox"/> OCCUPATION / RANK / GRADE				<input type="checkbox"/> DAYS OFF		<input type="checkbox"/> WORK HOURS		
<input checked="" type="checkbox"/> E		AMERICAN MEDICAL RESPONSE				PARAMEDIC				Vary		Vary		
BUSINESS ADDRESS, CITY STATE ZIP								PHONE (Home)		V/W ASSIST				
8808 BALBOA Ave, #110, SAN DIEGO, CA 92123										N				
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)														

VICTIM / WITNESS	<input type="checkbox"/> W-TYPE		VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)											
	<input checked="" type="checkbox"/> W		06		HLUZ, AHMED									
	RESIDENCE ADDRESS, CITY STATE ZIP								PHONE (Work)					
									(858) 492-					
	<input type="checkbox"/> RACE		<input type="checkbox"/> SEX		<input type="checkbox"/> DATE OF BIRTH		<input type="checkbox"/> ID TYPE		<input type="checkbox"/> ID NUMBER		<input type="checkbox"/> INTERPRETER?/LANGUAGE		<input type="checkbox"/> RELATION TO: VICTIM SUSPECT	
	O		M				DL				No		N	
<input type="checkbox"/> STATUS		<input type="checkbox"/> EMPLOYER / SCHOOL				<input type="checkbox"/> OCCUPATION / RANK / GRADE				<input type="checkbox"/> DAYS OFF		<input type="checkbox"/> WORK HOURS		
<input checked="" type="checkbox"/> E		AMERICAN MEDICAL RESPONSE				PARAMEDIC				Vary		Vary		
BUSINESS ADDRESS, CITY STATE ZIP								PHONE		V/W ASSIST				
8808 BALBOA Ave, #150, SAN DIEGO, CA 92123										N				
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)														

VICTIM / WITNESS	<input type="checkbox"/> W-TYPE		VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)											
	<input checked="" type="checkbox"/> W		12											
	RESIDENCE ADDRESS, CITY STATE ZIP								PHONE (Work)					
	<input type="checkbox"/> W		<input type="checkbox"/> M		<input type="checkbox"/> DATE OF BIRTH		<input type="checkbox"/> ID TYPE		<input type="checkbox"/> ID NUMBER		<input type="checkbox"/> INTERPRETER?/LANGUAGE		<input type="checkbox"/> RELATION TO: VICTIM SUSPECT	
							DL				No		N	
<input type="checkbox"/> STATUS		<input type="checkbox"/> EMPLOYER / SCHOOL				<input type="checkbox"/> OCCUPATION / RANK / GRADE				<input type="checkbox"/> DAYS OFF		<input type="checkbox"/> WORK HOURS		
<input checked="" type="checkbox"/> E		SOUTHWESTERN COLLEGE PARAMEDIC TRAINING PROGRAM				PROGRAM DIRECTOR				Vary		Vary		
BUSINESS ADDRESS, CITY STATE ZIP								PHONE (Mobile)		V/W ASSIST				
8100 GIGANTIC Ave, SAN DIEGO, CA 92154										N				
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)														

VICTIM / WITNESS	<input type="checkbox"/> W-TYPE		VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)											
	<input checked="" type="checkbox"/> W		13		YBARRA, A									
	RESIDENCE ADDRESS, CITY STATE ZIP								PHONE (Work)					
									(619) 336-4488					
	<input type="checkbox"/> RACE		<input type="checkbox"/> SEX		<input type="checkbox"/> DATE OF BIRTH		<input type="checkbox"/> ID TYPE		<input type="checkbox"/> ID NUMBER		<input type="checkbox"/> INTERPRETER?/LANGUAGE		<input type="checkbox"/> RELATION TO: VICTIM SUSPECT	
							NC		381		No		N	
<input type="checkbox"/> STATUS		<input type="checkbox"/> EMPLOYER / SCHOOL				<input type="checkbox"/> OCCUPATION / RANK / GRADE				<input type="checkbox"/> DAYS OFF		<input type="checkbox"/> WORK HOURS		
<input checked="" type="checkbox"/> E		CITY OF NATIONAL CITY				DETECTIVE CORPORAL				Vary		Vary		
BUSINESS ADDRESS, CITY STATE ZIP								PHONE		V/W ASSIST				
1200 NATIONAL CITY BL, NATIONAL CITY, CA 91950										N				
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)														

REPORTING OFFICER Ybarra		ID# 381		DIVISION INV		APPROVED BY Smith		ID# 334		DATE AND TIME OF REPORT 01/14/2014 09:07	
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INCIDENT NUMBER		SAN DIEGO REGIONAL ADDITIONAL VICTIMS/WITNESSES/OTHERS				PAGE 3 OF 91		CASE NUMBER 1207248	
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, Mount Laguna, CA 91950						BEAT 24	DISTRICT	DATE 12/1/2012 - 1/14/2014	

VICTIM / WITNESS	<input type="checkbox"/> W-TYPE		VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)								
	<input checked="" type="checkbox"/> W		12		LUCAS, JONATHAN R M.D.						
	RESIDENCE ADDRESS, CITY STATE ZIP								PHONE (Work) (858) 694-2895		
	RACE W	SEX M	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE No	RELATION TO: VICTIM <input type="checkbox"/> SUSPECT <input checked="" type="checkbox"/> N		
	STATUS E	EMPLOYER / SCHOOL SAN DIEGO COUNTY MEDICAL EXAMINER'S OFFICE				OCCUPATION / RANK / GRADE MEDICAL EXAMINER		DAYS OFF Vary	WORK HOURS Vary		
	BUSINESS ADDRESS, CITY STATE ZIP 5570 OVERLAND Ave, SAN DIEGO, CA 92123								PHONE		V/W ASSIST N
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)											

VICTIM / WITNESS	<input type="checkbox"/> W-TYPE		VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)								
	<input checked="" type="checkbox"/> W		12		MALAMENTOS, MARK						
	RESIDENCE ADDRESS, CITY STATE ZIP								PHONE (Work) (858) 694-2895		
	RACE W	SEX M	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE No	RELATION TO: VICTIM <input type="checkbox"/> SUSPECT <input checked="" type="checkbox"/> N		
	STATUS E	EMPLOYER / SCHOOL SAN DIEGO COUNTY MEDICAL EXAMINER'S OFFICE				OCCUPATION / RANK / GRADE MEDICAL EXAMINER INVESTIGATOR		DAYS OFF Vary	WORK HOURS Vary		
	BUSINESS ADDRESS, CITY STATE ZIP 5570 OVERLAND Ave, SAN DIEGO, CA 92123								PHONE		V/W ASSIST N
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)											

VICTIM / WITNESS	<input type="checkbox"/> W-TYPE		VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)								
	RESIDENCE ADDRESS, CITY STATE ZIP								PHONE		
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE	RELATION TO: VICTIM <input type="checkbox"/> SUSPECT <input type="checkbox"/>		
	STATUS	EMPLOYER / SCHOOL				OCCUPATION / RANK / GRADE		DAYS OFF	WORK HOURS		
	BUSINESS ADDRESS, CITY STATE ZIP								PHONE		V/W ASSIST
	ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)										

VICTIM / WITNESS	<input type="checkbox"/> W-TYPE		VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)								
	RESIDENCE ADDRESS, CITY STATE ZIP								PHONE		
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE	RELATION TO: VICTIM <input type="checkbox"/> SUSPECT <input type="checkbox"/>		
	STATUS	EMPLOYER / SCHOOL				OCCUPATION / RANK / GRADE		DAYS OFF	WORK HOURS		
	BUSINESS ADDRESS, CITY STATE ZIP								PHONE		V/W ASSIST
	ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)										

REPORTING OFFICER Ybarra		ID# 381	DIVISION INV	APPROVED BY Smith		ID# 334	DATE AND TIME OF REPORT 01/14/2014 09:07	
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INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 4 OF 91	CASE NUMBER 1207248
CONTINUED FROM CRIME	BEAT 24	DISTRICT	DATE 12/1/2012 - 1/14/2014	DAY OF WEEK Sat - Tue	TIME 10:16
PRIMARY CODE SECTION PC 245A1 - Assault with a deadly weapon or instrument other than a firearm					
ADDITIONAL CODE SECTION(S)					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, Mount Laguna, CA 91950					

NOTIFICATION

On Saturday, December 1st, 2012, at about 1230 hours, I was officially called out by Detective Sergeant Leach to investigate a possible death in custody. I had been previously been briefed by Sergeant Leach of an attempted robbery that patrol officers were investigating. After the male suspect was taken into custody, the suspect had s [REDACTED]. The details of this incident were not clear. I was working at the Southwestern College Police Academy when I responded. Sergeant Leach assigned me as the lead detective for this investigation.

CASE SYNOPSIS

On 12/01/2012, 32 year old Manuel Tomas Martinez walked into the "Eat and Go Deli," located at 530 W. 21st Street in National City. The deli is a small business that sits just north next to the E. 24th Street Trolley Station. The only employee working at the deli was [REDACTED]. There was a female customer ([REDACTED]) also inside the store when Martinez arrived.

Martinez walked over to the register counter and stood there as if he was waiting to be assisted. [REDACTED] walked over to Martinez, from the employee side of the counter, and asked him if he could help him. Martinez did not acknowledge [REDACTED]. Martinez just stood there with a blank stare in his eyes.

Without saying a word, Martinez walked around the register counter through to the opening that led into the employee's only section. [REDACTED] confronted Martinez before he walked past the counter. [REDACTED] told Martinez he could not enter that area, it was for employees only. Without saying a word, Martinez began to violently assault [REDACTED]. Martinez struck [REDACTED] several times on the face with his fists. Martinez aggressively kicked and punched [REDACTED]. The momentum of the assault pushed [REDACTED] backwards into a back storage room. Terrified, [REDACTED] attempted to cover himself from Martinez' punches and kicks.

Afraid of what was to come next, [REDACTED] armed himself with a hotplate and held it over his head. Martinez ran out of the storage room, grabbed a laptop that was on the register counter and threw it at [REDACTED]. The laptop struck [REDACTED] on his back.

Martinez suddenly stopped attacking [REDACTED] and focused his attention on the retail display area of the deli. By now, [REDACTED] had run out of the store. Martinez walked out from behind the register counter and began to knock over all the display fixtures. Causing all the display items to scatter and spill all over the floor. [REDACTED] saw this as his opportunity to run out of the deli.

Once outside, [REDACTED] saw there was a small crowd of people who were looking into the deli. Some were on their cellular telephones. A female bystander gave [REDACTED] permission to use her cellular phone to call the police. [REDACTED] was unable to notify the police of the incident. Every time he would dial 911 a female would answer the call by saying, "California Highway Patrol." [REDACTED] hung up on the dispatcher at least two times. He wanted to contact the National City Police Department.

Moments later, [REDACTED] saw a uniformed motor officer arrive. Sergeant Young was that officer. Sergeant Young overheard someone say, "The guy in the store has a gun."

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ORIGINAL - 01/24/2014

INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 5 OF 91	CASE NUMBER 1207248
CONTINUED FROM CRIME	BEAT 24	DISTRICT	DATE 12/1/2012 - 1/14/2014	DAY OF WEEK Sat - Tue	TIME 10:16
PRIMARY CODE SECTION PC 245A1 - Assault with a deadly weapon or instrument other than a firearm					
ADDITIONAL CODE SECTION(S)					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, Mount Laguna, CA 91950					

Sergeant Young drew his handgun and took cover [REDACTED]. He could clearly see the register area inside the deli. Sergeant Young could see the suspect (Manuel Tomas Martinez) inside the deli. Martinez was drinking what appeared to be an energy drink and was possibly eating something. Sergeant Young at gunpoint ordered Martinez to the ground. Martinez ignored all of his commands. Martinez' behavior led Sergeant Young to believe Martinez was agitated, irritated, confused or under the influence of controlled substance.

[REDACTED] told Sergeant Young that Martinez was the suspect. Sergeant Young began to broadcast updates over his police radio. Sergeant Meeks arrived on scene and took a [REDACTED] position. As Sergeant Young broadcasted the updated information, Sergeant Meeks saw a person matching Martinez' description run out of a warehouse just north of the deli. Martinez had exited the deli through a rear door located in the back storage room. The door led to a neighboring self-storage business.

530 W. 21st Street is the attached to a large building that is part of a self-storage facility at "Extra Space Storage," 520 W. 20th Street. The storage facility has (4) separate buildings north of the deli. All of the buildings run parallel with the trolley tracks in a northern/southerly direction.

Martinez ran through the middle of two storage buildings and eventually hoped west over an 8' foot steel picket fence that had concertina wire on top. This led to the trolley tracks next to the self-storage facility. Martinez ran north along the trolley tracks for a considerable distance. Once over the W. 18th Street, bridge, Martinez ran off the trolley tracks and continued to run northbound alongside of a chain-linked fence. Martinez then ran down an embankment that led to an on-ramp. It was the on-ramp from W. 18th Street that leads to Harbor Drive.

There was a white [REDACTED] pickup truck parked in front of a green [REDACTED] along the west easement of the onramp. Martinez ran down the embankment, which was covered by ice plant and dove head first into the bed of the [REDACTED]. This was witnessed by police officers and the drivers of the vehicles just mentioned.

Uniformed officers, Corporal Klos and Officer Stinnett arrived on scene as Martinez dove into the back of the bed of the [REDACTED]. Corporal Klos drew his police issued [REDACTED], pointed it at Martinez, and ordered him not to move. Martinez was bleeding from him mouth and face. Officer Stinnett climbed into the bed of the truck to arrest Martinez. Officer Stinnett was able to handcuff Martinez' right hand. Martinez had his left hand secreted under his body as he laid face down on the bed of the pickup truck. Both officers ordered Martinez to show his left hand. Martinez disobeyed their commands and kept his left hand tight under his body.

Corporal Klos punched Martinez several times on the left side of his face in order to distract Martinez and get him to comply. Corporal Klos' punches were ineffective. Corporal Klos holstered his [REDACTED] and drew his police baton. Corporal Klos struck Martinez several times on his upper left arm in an attempt to achieve compliance. Those strikes were also ineffective.

At the same time, Officer Stinnett held on to the handcuffs that were on Martinez' right hand and punched Martinez several times on his face in an attempt to achieve compliance. Those punches were also ineffective. Martinez did not comply with their commands and increased his resistance by tightening up his body and kept his left hand under the area of his torso. Martinez also started to kick his feet around. Sergeant Meeks arrived and deployed his [REDACTED] in

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ORIGINAL - 01/24/2014

INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 6 OF 91	CASE NUMBER 1207248
CONTINUED FROM CRIME	BEAT 24	DISTRICT	DATE 12/1/2012 - 1/14/2014	DAY OF WEEK Sat - Tue	TIME 10:16
PRIMARY CODE SECTION PC 245A1 - Assault with a deadly weapon or instrument other than a firearm					
ADDITIONAL CODE SECTION(S)					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, Mount Laguna, CA 91950					

the [REDACTED] mode in the middle of Martinez' back. This caused Martinez to place his left hand on his back. Stinnett was able to handcuff Martinez. Stinnett exited the bed of the truck and lowered the tailgate.

Corporal Klos and Officer Stinnett both slid Martinez back toward the street feet first. The officers assisted Martinez to his feet. Initially, Martinez refused to stand on his own. Officers instructed him to stand up. Martinez stood up and was walked to the hood of a nearby patrol vehicle. Once at the right quarter panel of Corporal Klos' patrol vehicle Officer Stinnett and Corporal Klos began to conduct a more thorough search of Martinez.

With Martinez facing the hood of the patrol vehicle and bent forward at the waist, Corporal Klos searched the left side of Martinez. Corporal Klos also removed Martinez' left shoe. As he did that, Martinez began to resist again by trying to move his body around. Officer Stinnett searched the right side of Martinez. As Officer Stinnett removed his right shoe, Martinez attempted to kick him. Martinez was able to move his hands to the front portion of his waistband and rigidly tensed his arms and body. Officers feared Martinez was attempting to retrieve some type of weapon from his waistband to assault them. Corporal Klos and Officer Stinnett guided Martinez to the ground in an attempt to control him.

While on the ground, Martinez attempted to kick Officer Stinnett several times. Officer Stinnett kicked Martinez on his right thigh with his right foot in order to stop Martinez from trying to kick him. Both Corporal Klos and Officer Stinnett knelt next to Martinez to try and control him. Officer Stinnett was trying to control Martinez' legs and feet. Corporal Klos was trying to control Martinez' upper torso and head. Martinez continued to violently resist the officers by trying to twist his body and kick his feet into the asphalt.

Martinez continued to actively resist and told the officers, "I have a weapon!" Fearing for his safety, Officer Stinnett drew his department issued [REDACTED] and [REDACTED] it in the [REDACTED] mode on Martinez' lower back. This caused Martinez to yell out loud and temporarily calmed him down. Suddenly, Martinez began to shout out loud, "You don't know who I am. I'm Ghost. Fuck you!" Martinez continued to violently resist. Detective Corporal Shephard arrived on scene. Corporal Shephard was wearing his full police uniform.

Officer Stinnett and Corporal Shephard attempted to immobilize Martinez' feet and legs by attempting to deploy a department approved [REDACTED]. Officers struggled with Martinez to get the leg restraint on him. Even after the leg restraint had been applied, Martinez continued to violently resist. Subsequently, additional officers were able to remove Martinez' hands from his waistband and used a hinged handcuff to restrict his movements.

After a violent and continuous struggle, Martinez was taken into custody by several officers. Please refer to all of the attached supplemental police reports for all the details of their accounts of this incident. Martinez sustained several injuries to his head and face as a result of jumping into the bed of the [REDACTED] truck head first. Officers requested for paramedics to respond to evaluate the injuries Martinez had sustained.

NCPD Fire Department arrived first on scene. They all saw Martinez non-complainant behavior. Medical personnel from American Medical Response (AMR) arrived on scene shortly after. It was unit 494. The paramedics assigned to this unit were Ahamed Hluz and John Joseph Prietto.

Both paramedics could all see Martinez continued to violently resist the officers as they held him down to the ground. Eventually, Martinez was placed onto a gurney with full restraints to prevent him from hurting himself or others.

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ORIGINAL - 01/24/2014

INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 7 OF 91	CASE NUMBER 1207248
CONTINUED FROM CRIME	BEAT 24	DISTRICT	DATE 12/1/2012 - 1/14/2014	DAY OF WEEK Sat - Tue	TIME 10:16
PRIMARY CODE SECTION PC 245A1 - Assault with a deadly weapon or instrument other than a firearm					
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While on the gurney Paramedic Prietto decided to [REDACTED] Per the San Diego County EMS Protocol/Policies [REDACTED]

About a minute after Martinez [REDACTED] he calmed down. The handcuffs were removed and he was restrained with straps to the gurney. Martinez was placed in the back of the ambulance to transport. While in the back of the ambulance Martinez [REDACTED] Paramedics immediately began to [REDACTED] They were able to [REDACTED] Both Prietto and Hluz remained in the back of the ambulance attending to Martinez while NCFD Firefighter Benjamin Garcia drove the ambulance to UCSD Medical Center.

[REDACTED]

Martinez was admitted and remained in the Intensive Care Unit at UCSD Medical Center. [REDACTED] Martinez expired on December 5th, 2012 at 0317 hours.

On December 6th, 2012, Chief Deputy Medical Examiner Dr. J. Lucas from the San Diego Office of the Medical Examiner performed the autopsy on Martinez.

On 05/02/2013, I received an electronic copy of Martinez' autopsy report. Chief Deputy Medical Examiner, Dr. J. Lucas, certified Martinez' death as "complications of resuscitative cardiopulmonary arrest due to acute methamphetamine intoxication, and the manner of death as accident." Please refer to Dr. Lucas' complete autopsy report for detailed information.

Based on the aforementioned facts and no evidence of criminal wrongdoing from public safety or emergency services personnel this investigation is now closed.

ORIGIN

On 12/01/2012, at about 1016 hours, the National City Police Department received numerous 911 calls reporting a possible robbery in progress at the "Eat and Go Trolley Deli," 530 W. 21st Street in National City. Multiple officers responded to this location. The male suspect was reported to still be inside the business. He was described as White male adult in his 30's with numerous tattoos. He wore a white t-shirt and blue jeans. The suspect was possibly armed with a knife.

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ORIGINAL - 01/24/2014

INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 8 OF 91	CASE NUMBER 1207248
CONTINUED FROM CRIME	BEAT 24	DISTRICT	DATE 12/1/2012 - 1/14/2014	DAY OF WEEK Sat - Tue	TIME 10:16
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ADDITIONAL CODE SECTION(S)					
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INVESTIGATION

Background:

During the investigation, it was discovered that Manuel Thomas Martinez had been recently released from a California State Prison. He was discharged from the Richard J. Donovan Correctional Facility on 11-20-12. We were also made aware he had several major untreated preexisting medical issues.

On 03-24-2005, Martinez was admitted into Paradise Valley Hospital (PVH) and was [REDACTED]. During this episode Martinez was aroused from his [REDACTED]. It was reported on the medical log that Martinez became [REDACTED]. He was [REDACTED] and later discharged from PVH.

I arrived to NCPD at about 1300 hours and waited for the other detectives. I was told by Detective Walters, Sergeant Meeks, Corporal Klos and Officer Stinnett where some of the officers involved with the apprehension of Manuel Thomas Martinez. Sergeant Meeks was one of the on-duty patrol supervisors at the time of incident. All three patrol officers were in the NCPD Investigations bay waiting to brief detectives. Martinez was in the Intensive Care Unit at UCSD. Officer Barawed was with him at the hospital.

At about 1320 hours, NCPD detectives were briefed by Patrol Sergeant Meeks and all the police patrol personnel who had witnessed the incident. During our briefing, we were told that the initial call had gone out as a "robbery in progress at a deli located next to the E. 24th Street trolley station."

During their initial response, the exact address to the business had not been provided. Multiple officers responded to that area. As the officers were responding, NCPD dispatch provided an update that the suspect was possibly inside the business armed with a knife and someone had been possibly shot. The suspect was described a White/Hispanic male with tattoos. This was the preliminary information we, detectives, were given.

After receiving the patrol briefing, I assigned detectives different tasks:

- Detectives Nagle, Villariasa and Investigator DiZinno were to locate Martinez' place of residence, secure a search warrant if required and interview anyone they located there.
- Detective Wilkins and Crime Scene Specialist Kirkendall were to document and process the two crime scenes.
- Lieutenant Tellez and Sergeant Leach assisted Detective Wilkins with crime scene containment.
- Sergeant Cordero interviewed (2) eye-witnesses, [REDACTED] and [REDACTED].
- Officer Dougherty interviewed NCPD firefighter/paramedic Michael Sosamon.
- Detective Villariasa interviewed AMR Paramedic John Pireto and NCPD Fire Captain Mark Gundert.
- Investigator DiZinno interviewed AMR Paramedic Ahamed Hluz and NCPD Fire Captain Benjamin Garcia.

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• Detective Walters and I interviewed [REDACTED] He was the victim clerk from the deli. Detective Walters acted as my co-case agent.

Interview [REDACTED] (VICTIM/WITNESS)

At 12-01-13, at about 1402 hours, Detective Walters and I met with [REDACTED] at the National City Police Department. [REDACTED] provided us a statement of the turn of events that led to Martinez' apprehension. The entire interview was audio/video recorded. This report only contains a synopsis of our communication. The interview is available for review in its entirety.

Synopsized Statement [REDACTED] (VICTIM/WITNESS)

[REDACTED] resides at [REDACTED] in National City.

Detective Walters showed a photographic lineup that contained an image of Martinez. [REDACTED] positively identified Martinez as the person who had assaulted him earlier in the day.

On 12/01/12, at about 1016 hours, he was working as a clerk at the Trolley Side Deli & Minimart located at 530 W. 21st Street in National City. [REDACTED] was at the refrigerator on the southwest of the business when the suspect, later identified as Manuel Tomas Martinez, entered the business and went to the front counter. [REDACTED] went behind the counter and asked Martinez, "May I help you?"

Martinez walked behind the front counter and approached [REDACTED]. [REDACTED] told Martinez he was not supposed to be behind the counter. Martinez began to punch [REDACTED] in the face several times causing [REDACTED] to stumble back and turn around. Martinez punched [REDACTED] on the back and pushed him through the doorway to the back room. [REDACTED] fell against a freezer hitting his right cheek on a shelf, both elbows and both shins on the freezer.

[REDACTED] picked up a hotplate from the back storage room and held it up to block on-going punches from Martinez. Martinez returned to the register counter, picked up [REDACTED] laptop computer and threw it at [REDACTED]. The laptop struck [REDACTED] on his back.

Martinez went to the customer area and tipped over some shelves spilling merchandise all over the floor. [REDACTED] saw the opportunity to run out of the business, so he did. Once outside, he asked other people to call the police and eventually met with a police officer.

INVESTIGATION CONTINUED

After the interview we gave [REDACTED] a ride back to the Deli. His father was there and remained with him until the 1st crime scene was processed. Detective Walters and I walked the crime scene together. The small deli appeared to have been ransacked. Several display items were scattered around the floor. Officer Sakamoto was providing outside security at this scene. Detective Wilkins was doing the documentation. Detective Walters and I left that scene and drove to the 2nd crime scene located at the W 18th Street on-ramp to Harbor Drive.

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When we arrived, the scene was being protected by yellow crime scene tape and a marked police car. Crime Scene Specialist (CSS) Kirkendall was processing that scene. Detective Walters, CSS Kirkendall and I walked that scene together. While at the scene, I decided to collect the impact weapon and Tasers that were used during this incident by the officers as evidence. Detective Walters and I left the second scene and drove to NCPD to collect the aforementioned non-lethal weapons.

At NCPD, I collected Sergeant Meeks' and Officer Stinnett's Tasers and Corporal Klos' baton as evidence. I stored them inside the evidence room in the Investigations Division. I replaced all of the equipment for the three officers.

On 12-01-12, at about 1745 hours, Detective Walters and I went to UCSD Medical Center to check on Martinez condition. On our arrival, we were directed to the Intensive Care Unit. I met and spoke with Dr. [REDACTED] physician ID# [REDACTED] Dr. [REDACTED] was participating in the Surgery Residency Program at UCSD.

Dr. [REDACTED] told me Martinez was [REDACTED] [REDACTED] I assigned Officer Barawed to collect a blood specimen from Martinez for testing. Martinez had been preliminary tested from drugs when he was admitted into UCSD. He had tested positive for amphetamines. I informed the hospital nursing staff and physicians that Martinez was not under arrest. I requested they notify us if there was any change in his condition.

On 12-03-12, at 0849 hours, I called UCSD Medical Center for an update on Martinez' condition. Martinez was [REDACTED]

On 12-03-12, at about 1310 hours, Officer Walters and I took Investigator DiZinno to the 1st crime scene to collect a copy of the surveillance videos from the deli and the neighboring business from the date of the incident. Please refer to Investigator Assistant Dizinno's supplemental report for more information.

On 12-03-12, at about 1414 hours, I called UCSD Medical Center to get and update on Martinez. [REDACTED]

On 12-04-12, I spoke with the female witness, [REDACTED] over the telephone. [REDACTED] was the only customer inside the deli the day Martinez attacked [REDACTED] She had moved to Mississippi. Her statement was the same she had given to Sergeant Graham Young. Please refer to Sergeant Young's supplemental report for details. I documented [REDACTED] new telephone number and home address.

On 12-05-12 at 0317 hours, Martinez was pronounced dead at UCSD Medical Center due to organ failure. The San Diego County Medical Examiner's Office took custody of Martinez' body. I assigned Detective Walters and CSS Kirkendall to the autopsy.

On 12-05-12, at about 1400 hours, Detective Walters and I met with Martinez' brother, [REDACTED] and Martinez' mother, [REDACTED] at NCPD. We met with them and documented there statements. The entire communication was audio recorded. Their statements were later transcribed and attached to this report.

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In his statement, [REDACTED], told us his brother had preexisting medical conditions that had been untreated. He also identified Martinez as a known smoker and drinker. Martinez was also a known poly drug user. He had known [REDACTED] and [REDACTED] problems; [REDACTED] and a [REDACTED] history of [REDACTED]. The following is a transcription of our communication. The original recording is available for review.

AGENCY: NCPD

CASE NO.: 1207248

INTERVIEW OF:

[REDACTED]
[REDACTED]

INTERVIEWED BY:

DETECTIVE ANTONIO YBARRA
DETECTIVE WADE WALTERS

TRANSCRIBED BY: Beatrice Gonzalez

1207248: INTERVIEW OF NUNO FAMILY

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The following is a transcription of [REDACTED] and [REDACTED]. This interview is being conducted at the National City Police Department. Present in the interview are Detective Antonio Ybarra, Detective Wade Walters, [REDACTED] and [REDACTED].

Detective Ybarra will be referred to as "AY" and Detective Walters will be referred to as "WW", [REDACTED] will be referred to as [REDACTED] and [REDACTED] will be referred to as [REDACTED].

AY: Got some parts there...

[REDACTED] You know that, from my, [REDACTED] called me later that night you know irate and I'm trying to put the puzzle together you know its slowly dissecting everything. That's pretty much what I kind of got why this, and nobody really knows you know and that's kind of the main reason why we want to come in too.

AY: Absolutely.

[REDACTED] Is to get the full story.

AY: So before we get started, let me just get some formalities out of the way and this way we can get started, okay? All right, today is ah, I'm pretty sure it's December the 5th, ah 20-12, it is Wednesday; it's three o'clock in the afternoon. We're at the National City Police Department. Ah present in the room with me is Detective Wade Walters. Can you please ah give us your first and last names, spell your last name.

[REDACTED] Ah [REDACTED]

AY: Ma'am can you do the same?

[REDACTED] [REDACTED]

AY: Same thing...

[REDACTED] [REDACTED] I mean [REDACTED]

AY: Thank you and my name is Detective Antonio Ybarra. I'm the ah, the lead detective on this investigation. And this is reference case number 1-2-0-7-2-4-8, an incident that occurred on the first of December of this year at approximately 10-16 hours in the morning. The location was 5-30 West on 21st Street.

WW: Unintell--- Thanks Bud.

AY: Do you have some I.D. that I can see please? Thank you ma'am. Thank you sir. And again, this is just so I can document who I spoke with.

[REDACTED] Mmm hmm.

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AY: Everything on here is ah accurate [REDACTED]

[REDACTED] Umm actually that address, the home address is ah, I'm out in ah Spring Valley now.

AY: Oh.

[REDACTED] San Diego, so that's my old address. So do you need the address as well?

AY: Ah in a second, yes please.

[REDACTED] Okay.

AY: Were you present when our detectives were at [REDACTED] house?

[REDACTED] No.

AY: Who was there? I, I thought...

[REDACTED] Mmmmm...

[REDACTED] Ah me, ah [REDACTED]

AY: Is that another brother?

[REDACTED] My brother.

AY: Okay.

[REDACTED] Mmm hmm.

[REDACTED] He yeah, he's, he's got [REDACTED] so he's probably couldn't be a good you know contact person.

WW: Got cha.

AY: We appreciate the way you stepping forward man, taking the lead on this. Dude you don't know how much that helps us, both sides.

[REDACTED] I just wanted you know, figure it out. I want to know exactly what happened.

AY: Sure, sure.

[REDACTED] Umm and I want to help you guys out as much as possible.

AY: What, what is your current address please?

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■ Ah ■ that's ■ San Diego, California, 9-2-1-1-4.

AY: Ah you have a cell number?

■ Ah it's ■

AY: Home number?

■ Umm I, I live by my cell phone.

(Laughing)

AY: Okay. Also ah, work or school?

■ Ah I have a work number. Umm, I prefer that you call me just on my cell, you know.

AY: No, no ah I will but...

■ Umm ■

AY: Mmm hmm.

■ ■

AY: Where's that at?

■ And that's ah, it's ■ so... if you're going through a whole like automated system and...

WW: Talk to everybody but you?

■ You know I would rather keep my work with work and my, you know.

WW: I gotcha.

■ When you guys call your detectives such and such and gossip around there's...

WW: Mmm hmm.

■ When you work a bunch of women.

(Laughing)

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AY: What do you do there man?

Umm there ah, I'm in a well

AY: Okay. And what's the address of this man?

Ah it's a Coronado.

AY: And zip code at the island?

Oh 9-2-1-1-8.

AY: And do you have a set schedule or is varied unintell---

Ah it kind of varies ah, I've lately been on a pretty set schedule, yeah, eight to five and then I work umm you know weekends, some of the same.

AY: Oh a good varied right?

Yeah it, it does vary, yeah.

AY: Okay. Unintell--- Is everything here correct ma'am?

Yes.

AY:

Yes that's where I live.

AY:

Yes.

AY: Ah phone number for you ma'am?

Ah I can give you my cell phone number.

AY: Please.

It's ah area code

AY: Mmm hmm.

And its

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AY: And you have a home number?

Yes I, it's ah area code

AY: Do you work? You're retired or volunteer?

AY: Okay. Here's one of my cards. I'll make sure I have another one for you before you leave, okay?

Yes please.

AY: Umm well for starters, can you tell us how you found out about all this and what do you know.

So on Sunday, Sun well, Sunday morning about twelve, what time did you call me? Would you say about two a.m.? Two or three a.m.?

About.

calls me saying that you know National City P.D. showed up at her door saying was rushed over to USD Medical Center.

AY: Mmm hmm.

Its kind of all I knew at the time you know and I was like, and oh and that he was you know, dead on arrival umm, that's what she was telling me you know so I was like what you know so I rushed over to grab her and we rushed over to USD Medical umm where the doctors there said that he came in through E-D and ah he was a trauma patient, he had you know hit, his out in the field umm...

AY: Mmm hmm.

And he was, they were pretty much doing and ah they said where they were able to and that's where he was kind of like. They said he was r

That he was in a

AY: Okay.

And that's kind of what they said happened to him and then a doctor had came in, said that you know police had told them that umm yeah there was a robbery going on, ah attempted robbery.

AY: Mmm hmm.

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Umm at a deli. She didn't say specifically. said that the 24th Street Trolley, that's what she said that's what the police officer had said. So I'm going off all these hear says you know.

AY: There was a police officer there at, at the home?

Yes a police officer unintell---

AY: Oh at your home, oh okay

I'm sorry, I'm sorry, I'm jumping around, I'm sorry.

AY: Unintell--- at the hospital.

No, no, no. So the doctor's telling me this you know that umm he, he attempted to rob ah, a, a deli.

AY: Mmm hmm.

And umm I guess it was like a fight going on between, well they, they didn't really know, you know.

AY: Sure.

And I guess the officer didn't really say much because it was a totally different issue.

I was told that they did not find nothing on Manuel. No weapons, no, nothing.

AY: That's accurate, yes.

So umm, umm so they told me at the hospital that umm ah he wasn't under arrest ah...

AY: Mmm hmm.

And that they were there, they weren't there to you know judge him on anything he done, they were just there to save his life and so that's why I'm kind of like... oh and, and the doctor was telling me umm that he, he had attempt to get away and his attempt to run away and ah he had ran, jumped into a back of a parked pick-up truck where he had smacked his head umm and the police officer had, a police officer had caught up to him about that time.

AY: Mmm hmm.

And umm I guess it was like a scuffle and then they detained him and his heart stopped at the time of that and that's when they started

AY: Okay.

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That's, that's what they left me with so...

AY: Sure.

Umm.

AY: Part of it is accurate, part of it is not.

Okay.

AY: Okay umm what can you tell me about Manuel? You know we talked briefly on the phone. I mean...

Umm you know he, he's been ah, he's a good guy you know he, well he is pretty good guy but he never knew what it really was to live out, outside the jail, you know. As you can tell, he's got ah extensive rap sheet so ah he's been in and out of jail umm...

AY: How early do you remember, at what age did he go in to the first time?

Well I think about

AY: ?

AY: Mmm hmm.

Ah, ah, ah Manuel was I told Manuel, Manuel why didn't you take it out of the money that ah, you paid for the medicine for me.

AY: Mmm hmm.

He went for me.

So he started off real young?

I don't know ma, I don't know ma, and that was the first time.

AY: And then after that he was kind of in and out?

Yeah you know he...

Mmm hmm.

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And you know he went to you know the kind of thing. Met a lot of people here in the city, got in, affiliated with the gangs here in the city.

AY: Do you remember which one?

Umm I don't know. I know he's part of like O-T-N-C.

Ah it...

I don't know if there's like a different branches of O-T-N-C.

Manuel told me that ah, if ah he didn't join them, that they were gonna bring him down. So they jumped him and he, to them he passed.

AY: This was outside or in the jail?

Oh outside.

I remember the day too.

Eight years ago.

I remember when we went to go pick him up.

AY: Mmm hmm.

went to go pick him up and we went to, we were driving in the truck and was like, what happened, he's got like you know broken ribs and face is all busted up and, teeth all chipped up and ah I, I don't think it too chipped up but he had like, his lip was all...

AY: He was pretty badly beaten.

Yeah.

Yeah.

He was beaten up pretty bad and I remember him telling that story too if he didn't get into it that they were gonna, they were gonna make sure that he wasn't you know around.

Do you remember about what time was it? How old were you?

Man I was, I was probably like five or six. I remember sitting in, in my dad's truck, my dad had like this old pickup. We were just sitting, it's a little three seater.

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AY: So you're a little fella.

Yeah I remember looking at him and just like, just, just hearing you know and just, I was there looking at him.

AY: How old was Manuel approximately? I mean how, how much older was he?

He was probably about twelve huh?

About twelve.

Twelve, thirteen?

About.

I think he was ah, he was going to National City Middle.

AY: Mmm hmm.

So that was about the time.

AY: So there's a considerable age difference there, are you almost seven years, you're probable almost eight, right?

Yeah, mmm hmm.

AY: So did you guys do stuff together? Were you guys ah, how was it?

You know it...

AY: Cause you seem totally different from...

Yeah totally different umm, I, I, we didn't do a lot because he was always in jail. Umm even through, you know when he was out, he was out for brief moments, six months to a year max I would say and then boom, he's in for another two to three years.

AY: So he did more time inside than outside?

I'm pretty sure you guys got that all on paper too so, he's done a lot, lot more time in jail than he was out.

AY: No, you know, I appreciate you being forthcoming. Believe me, you'd be surprised how many times people sometimes minimize...

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But you know, the time we, we, we try to spend you know, it was, it was a good time and he never, and ah, he never really shared like his, his life. His addiction to anything but I knew you know umm I mean it's hard to not know. Umm I worked in rehab facilities and I've seen a lot of people, a lot of users and...

AY: Yeah.

And just lying, you know it just, I, it catches up, I start catch them in lies and...

WW: You just, you recognize that lifestyle.

Yeah I definitely recognize the lifestyle.

AY: Would you think he had like a mental disorder going...

I think so ah somewhat.

Yeah he, you know he, he a few times and ah...

AY: Really?

Yeah he, he definitely...

AY: On what?

Ah methamphetamines.

AY: Meth?

Yeah. There was a time maybe back in 2002.

AY: Mmm hmm.

He might have here in National City, they took him in. He was again d they brought him to Paradise Valley Hospital. Umm he was in a too for...

No this....

No?

This was the first time.

No, no, no the, when he

Oh that they

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But didn't, did, wasn't he in a for a little...

No, no. From what I know, this is his

So I mean your so I, I, I believe that there was some type of maybe some, some kind of there.

WW: A bit of a slow down?

I kept telling the folks year after year when Manuel goes to court and ah I go. I keep telling 'em, Manuel needs to be at a place to get intensive care. Ah talk to a psychiatrist ah have the place do everything possible for him. He needs the help.

You know and the thing is he, he was always looking for help too.

And...

help you know, I just, oh go ahead.

Ah he, he told me that ah, he's gonna just be at my house temporary until these people from Sober Living called him. They told him, this is what he told me they told him that it will, can take up to two weeks.

AY: Yeah it's about right. Right when people come out, yeah it takes about two weeks.

This is the most recent.

I told him don't just wait, keep calling them, tell them it's urgent if they can push the situation to get him in.

AY: Mmm hmm.

Because I honestly felt in my heart that some, he's not going to make the two weeks.

AY: Why is that now?

Ah that something was going to happen.

AY: Something that he would do or just something would happen? There's a bad feeling...

You know that he won't, he won't make it of getting it, getting in.

For some reason, we had this feeling like I had the same thing like when I last saw him last Wednesday. Umm I spoke, I went over to the house and I was actually in a, I have a newborn and umm you know I was going to take him over and show him the Christmas lights I put up and you know we were, you know, I made dinner and

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everything and he was, he told me he didn't, he wasn't feeling too good and I, I think there was already something I think he might have umm you know started using or something there.

Also but that's not the only thing. He came in my room, right before all this happened. He says mom, he went like this, my

Yeah.

I'm in pain and he says that he went to the bathroom and that the ah what did you call it?

His

It's full of

That ah had a lot of

Umm he's, he's had issues. I mean he's got, he's had ah I'm assuming he had umm damage you know definitely from the, the years of drug use and umm I just think it kind of went untreated while he was in jail and...

Yes.

When he came out, he was just in a lot of pain.

I told him please Manuel, tell your P-O that you wanna check into the hospital. Do it because that doesn't look right.

AY: Mmm hmm.

He was in pain but he...

I, I could tell that he, he was hurting and this was a day right out of jail so.

AY: Right out of jail, on Wednesday.

Yeah he...

AY: But what time do you think it was, the time unintell---

Ah I got off at five and I was there by the house by about five thirty, five thirty five and I, I seen him. You know and, I, I, I couldn't tell if he was on something or he was in pain but my mom was telling me he was, he was umm he was so I, I kind of assumed that he probably was in pain.

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AY: Sure.

WW: When you talked to him, was he kind of down in the dumps or was he, you said...

■ No he wasn't like down but he was like you know I, I'm not feeling really good right now. He goes and when I see the baby I want to, I want to be able to you know hold her and you know love her and every, I'm just not feeling like it right now. You know I had dinner planned for him you know so umm for, for him to kind of just, I knew there was something, you know.

AY: Okay umm so ma'am, what can you tell us about, so what, what did he do like Wednesday, Thursday and Friday? Can you kind of break...

■ Before this happened?

AY: Yes ma'am. Can you kind of walk us through those days please.

■ Well he, he just ah starting to write ah letters. I don't know to who cause I never get to ah see it.

AY: Sure.

■ And umm hear the radio, you know the music and umm eating and then ah, ah using the telephone a lot.

AY: Which phone?

■ Umm my cell phone.

AY: Your cell phone?

■ Ah huh.

AY: Okay.

WW: What was it, that phone?

■ Yeah.

WW: Would you mind if I looked at that? Are those calls still in there?

■ I, I don't know unintell---

■ There's going to be a lot of numbers in there cause...

■ I don't know how to do that.

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been calling everybody since Manuel's passed away.

WW: Go back to the, the days.

AY: Well were only interested on, on unintell---

Oh within those days.

AY: Yeah. Ah so keep to, keep coming.

Ah so...

uses that phone as well too so.

AY: Okay.

He leaves for a little while and he went over to some house to eat chicken because ah the of his friend made food for him. She invited him.

AY: Okay so, this is important ma'am. What day is this that he goes out?

Ahhh.

AY: Is it Wednesday or Thursday?

It think it's, it was the 2nd.

AY: So, so it was Thursday? The next day?

Yeah.

AY: Okay.

And that he stayed for a little while and then umm because ah the mother ah has a, her son in a, in the prison where Manuel was.

AY: Oh okay.

They were both friends like this since ah elementary.

AY: You know, you know where this person lives?

No, that I don't know.

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Like, like he, like...

He said he's gonna to be getting out ah March something.

AY: Name? Do you have a name? Nickname?

Ah I only know the first name

AY: okay.

At the place where ah Manuel ah...

AY: Manuel was in Donovan?

Yes, Donovan State Prison.

And he might of had a cell mate.

AY: Okay.

Well their really close friends since young.

AY: All right. So what time do you think he went over there? Approximately? Was it in the morning or late in the evening?

Mmmm early evening.

AY: Early evening? Does he come back that same night or does he...

Yes at the, in the evening, yeah.

AY: Then what happens ma'am?

He just ah lays down and go, goes to sleep but before that, he was complaining about his

AY: Oh so he was, I mean this is right out of, literally coming out of prison, he's complaining about the following days, he still complaining about it.

Yeah but he didn't go to the ah emergency.

AY: Did he go to the hospital?

He didn't go, I begged him but he says that he has to do something first.

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AY: Okay.

■ I felt he was pressured cause he said that he owed a guy, you know that is in prison, five hundred dollars.

AY: Mmm hmm.

■ That really worried me.

AY: Did he say for what?

■ Ahhh I guess those people inside, what do you call them, deputies or...

AY: Yes.

■ That brand of place.

AY: The C-O's?

■ Ah huh, didn't get, wasn't aware of what was going on and from what the little bit that I know that he told me.

AY: Yes.

■ That he was willing to help this cell mate and he swallowed a bag in here. Moments later it burst. Those people there ah didn't find out because someone there had a syringe and ah ■

AY: So some, what he...

■ Right shortly before he was released.

■ And so, so umm, kind of sounds like...

■ He owed...

■ Like he was moving around drugs for him.

■ Five hundred dollars to the guy because it burst inside.

AY: He O-D'd unintell---

■ Okay but he got out of it.

AY: Okay.

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And then, he told me that the guy told him, when you leave here, take care of the matter. Ah give the money to you know his mom because he owed him five hundred and he would hate for something to happen to him out in the streets.

AY: Oh so they were charging him for what, what bursted in his stomach.

Yes, yes.

AY: He was being blamed.

And I felt that he was on, on big you know pressured.

Umm I actually got a question like, it sounds like this is a little bit more serious than, than I think we, you know kind of thought. What, what is it that, that you guys are investigating? I know and we never really got the chance to...

Yeah.

AY: Were investigating the attempted robbery okay and...

But how could...

Hold on, hold on, hold on, let him talk.

They didn't find anything on him.

AY: No ma'am no.

How could he attempt robbery?

Hold on.

Oh okay.

AY: We're reviewing the attempted robbery and ah we're also following up on the death investigation. That's what we're doing...

Oh on his death investigation.

AY: On his death investigation.

Okay.

AY: So between ...

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Yeah that's kind of weird.

AY: So between that whole thing, we have to look at everything. We have to look at all the reports. We have to ah...

I can, I can tell you umm like my mom said, he owed somebody some money. This is what he, what he had told me a little bit. He said he was gonna, he was gonna hustle so ah, I think he was buying dope. Umm he got a check while he was in jail umm that my mom gave him when he got out so he can cash it so he can get some...

Which he did.

Necessities you know which he did but I think he probably spent it on dope to sell, make some more money.

And to pay the guy off.

To pay the, to pay these people that he owes.

That, that.

You know, cause he said that they were out to get him. I don't know who it is, you know I don't, that's not my, I never asked you know. I never asked questions umm but I think he was trying to make this money to, to pay these people off so they won't whack him and they threatened you know his family.

He was being pressured.

AY: I'm sure that's, that's usually their, style there.

Mmm hmm.

AY: They threaten everybody. So were, were back on Friday ma'am. So what, what, what happens after that on Friday? So, what Friday morning he's home?

Umm...

AY: Cause when he got back from having supper, dinner with this lady.

Mmm hmm, mmm hmm.

AY: He gets back home and again he complains about the

Yes.

AY: So he goes to bed, doesn't go back out?

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■ Ah no, no.

AY: So now were at Friday morning. Walk me through Friday please.

■ Friday morning oh...

AY: If you remember.

■ Oh it's kind of hard. Ahh...

AY: Were almost done.

■ He, he...

AY: I know, I understand, take your time.

■ He gets, he leaves the ah house ah...

AY: Early?

■ Early not seven o'clock, six o'clock, no. Oh no, about ten thirty or so.

AY: Ten thirty or so?

■ Mmm hmm.

AY: By himself?

■ Yes.

AY: Cause he took your phone with him ma'am.

■ A coup... a couple of times he used it but then ah, the last time that he talked to me was on, I know it was on the pay phone twice.

AY: Okay so he calls you from the pay phone twice.

■ Ah.

AY: So this is on Friday?

■ Yes.

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AY: What time do you think he called you?

■ About nine twenty.

AY: And what was that conversation like?

■ Ah he asked me to get those papers ah that I had on the entertainment center and to look at each one cause he want, he couldn't quite remember the number to the P-O.

AY: Oh okay.

■ He wanted to talk to the P, P-O.

AY: Okay.

■ I said, Manuel I don't see it and that oh I'm gonna hang up and see if I can remember. A couple of minutes later, he calls me asks me, did you find it? I said, no, cause he had ah application for, cause he wanted to get that driver's license.

AY: Mmm hmm.

■ Ah he had a paper of the people, I think it, cause it said the times to check in. Okay ah, that's about it.

AY: Okay and then, when do you see him again?

■ Ah that, that was it.

AY: Oh you didn't see him again after that? He didn't return home Friday night?

■ Oh.

■ That's Saturday. She, she, I think she jumped a little bit.

■ Yeah.

■ That happened all Saturday morning. What happened on Friday though?

■ Ah that was it. He, he, oh he did come home but then he left again and he came home real late.

■ So this is his regiment like he, he, he's the kind of guy that he comes home about twelve o'clock-ish, sometimes one you know in the morning hours.

■ Yeah.

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Sleeps, wakes up probably eight o'clock, showers, out of the house by ten, then he's you know missing in action the whole day. He call, he checks in, he calls hey you know this is what I'm doing, la da da you know around six, maybe ten o'clock and then you hear him at the door again at one o'clock in the morning, repeat. It seems to be his, his regiment umm but...

AY: So, so Saturday as far as you know, is, is ah, shared with you, what do you know happened Saturday? Saturday morning?

I, I didn't talk to him on Saturday umm, said that...

Well he left.

You know he came in...

AY: What time?

Well he came in that, that Saturday or that Friday night really late. He woke up probably would you say about eight or nine? Showered.

Around there.

Probably had a cup of coffee, made a phone call or two just to say like hey what's...

Oh he did have a cup.

What's going on, this cause I, I just know he's a creature of habit, you know. He calls people hey what's going on, you know he's real discrete about it. He'll have a cigarette or two and then book about like ten o'clock you know and then like I said...

AY: Starts the whole thing...

He's gone.

Mmm hmm.

Gone all day.

AY: So, so ah on, on Saturday, did he make some phone calls on Saturday ma'am?

Ahhh, I'm not, I don't quite sure remember that but ah, I know he was writing to someone. I don't think he finished it.

AY: Okay.

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Then ah when he left ah I had to go to the store and all that and ah I came home. I put my groceries away and ah, ah I sat down in the recliner and my son who was about to leave because he had to go somewhere and he opened the door and a bunch of people, cops, and ah they said, the guy said well ah, you know Mrs. that we can go and get a search warrant cause we can go in but if ah you give us permission, we'll do as quickly as possible and that if you can sign here. So I signed, I said it's okay, don't...

And more than willing to let them, you know, she's, she's very cooperative but if she kind of felt threatened by, by the, the people that came to her home and you know for, for her, for them to come first of all to tell her that...

Embarrassing.

Her son is you know in the hospital and this is you know what's going on.

WW: It's overwhelming.

It is very overwhelming and I think that really, cause she called me up screaming and you know crying and I, I, I was hurt by the fact that they just came into her, I mean drop that news on her then said hey we need to come in here or you know we're gonna be back, you know. She, she's more than willing to and I understand your guys' you know where, where you guys are coming from.

WW: I think, I think at times we get so immune to it because we deal with stuff like this...

Right.

Mmm hmm.

WW: And you probably see it at the hospital and...

Yeah.

WW: You know, it's, it's normal to see certain things and we, we just sometimes we as a, as a group forget that we're dealing with folks and...

Different folks.

WW: And yeah and it's...

And you guys get a lot of people that are not cooperative, you know that, no, no, you come back you know and she's more than willing to, she's not gonna hide anything from you guys.

No, I, this is so weird.

She's, she's been known to, to call and call, call the police on her own son so she.

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■ I did, I turned him in.

■ She's turned him in.

WW: We've actually found a couple calls where you did.

■ So I mean she's not one to hide him so she's very cooperative.

■ Mmm hmm.

WW: Mmm hmm.

■ And I've told a cop in the past that was looking for him. I told him exactly where he could find him.

WW: Sometimes that's a, what it takes to protect your boy.

■ Ah it was ah, no I was told ah...

AY: Your mom was very cooperative. I mean cause when the guys went there, the plan was to go there and see if ah, yeah your brother was fourth waiver.

■ Yeah.

AY: And so they wanted to see the area where he slept, the area he kept the belongings.

■ They took pictures of a lot of things, it, they needed to do that.

AY: I understand, by what I understand like you said, by both of you admit, he'd only been there three days so...

■ Today's not much.

■ Not much.

AY: All right, so they shouldn't of turned anything over, I don't think they did.

■ She said they left him, you, they left a mess there in the home.

■ Hmmm.

■ You said they turned some things over and pulled some stuff out.

■ Yeah but ah, I, it was in the living room. They were wondering ah, that the, what's was those things ah leaning against the wall where the, ah living room window is at.

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AY: Oh okay.

█ I said that stuff belongs to my other son who's staying just temporarily until he gets a place and right now he's at the Sharp Hospital. He's gonna be discharged in about one to two days from now.

█ This is another brother, he was kicked out of his house so he's kind of been just squatting there at, at my mom's house.

AY: Ah how many siblings do you have total?

█ So it's well Manuel, ah oh whoa, I have a half brother █ he's the one that's squatting there at the house.

AY: Okay.

█ Ah and then we got Manuel, █ me and my sister. It's five of us.

AY: And with the exception of you, everybody's at the house?

█ No ah █ with her boyfriend.

AY: Mmm hmm

█ Ah I'm at my own place ah, so it's just pretty much █ my mom.

█ And me.

█ And my other brother who's...

█ It's only temporary but ah, he's at, and they, the cop asked me ah why is he in the Sharp Hospital. I told him. He's about three hundred pound guy.

AY: Mmm hmm.

█ And he was in the area there and he admitted himself there because he felt very, very sick cause he's a █ and ah so ah he even called me to tell me that he's in the hospital. That ah, they told him that it's █

AY: █?

█ Yeah. So he's been there for several days.

AY: Ah I'm sorry to hear about that as well. Ah how would you describe Manuel's personality? Would be it, it sounds like he could turn it on to be pleasant and then...

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Ah he's, he's quite charming ah, ah, he's an opportunist, you know he jumps on opportunities ah you know he, he's a social chameleon. I mean he could pretty much work with anybody you know. He can, he could fool you to be a religious person, he can fool you to be you know, you know straight shot, clean cut guy, you know. You could always tell though he was, he, he just got out of jail. He just had that walk, that talk, that you know look that, inmate look, you know.

AY: Mmm hmm.

He'd stand, he'd have his arms behind his back, naturally, you know.

AY: Naturally.

Umm.

AY: Did he have a girlfriend?

Umm I wouldn't say girlfriends; he's a good looking guy ah, probably messed around with a lot of girls right here in...

Yeah.

National City umm, bunch of, I would say no girlfriend, I would say casual partners umm...

He ah, don't go looking for women but the women comes to him.

And the unintell--- had drugs.

And he likes to date a, a few older ones.

AY: Mmm hmm.

A lot of women that I had seen him with you know, prior to him coming out of jail this last time, you know a lot of the older women you see around here in National City, hanging out on 8th Street kind of, looking for dope you know, it was that, that, that group of women. I, I'm pretty sure you guys have all seen them all out here. And I see them all the time you know cause I, I drive the city all the time, come to see [REDACTED].

AY: Mmm hmm.

And I, you know I, I visually look at everything around me and I see these people I'm like dang you know. And I, sometimes I worry that, that was going to be [REDACTED] you know. If he didn't have a place to stay, that would have been him, you know.

AY: And is there any, what, what, what, and we talked about drugs, what drugs do you know that he used?

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Umm he's ah, he's used heroin. Ah methamphetamine, marijuana, ah you know I've never seen him or heard him talk about coke. I actually never seen him do any of these. Umm never seen him do any of the drugs. He's actually really respectful with about doing drugs at the home.

Or on the...

Umm but I could smell it, whether it'd be marijuana or I could tell you know by the way he's acting.

AY: Unintell---

Yeah. Umm but I think umm heroin, and he would, he would umm and the meth.

AY: Did he over on heroin?

Ah I think no, just methamphetamine.

AY: It was only, just meth.

Mmm hmm ah he told me ah that ah, he has done that it's called speed ball.

AY: Speed ball?

Ah huh.

AY: Did he tell you what was in the speed ball?

No, no.

AY: When, when did he last do that that he told you?

Mmm he, he didn't tell me everything, he just told me that ah, speedball.

AY: Did he say when?

No.

AY: When did he tell you this?

Ah recently when ah, shortly after he got home from being released.

AY: Okay so he told you, had done a speed ball that day or he just, that he, that he just done one?

I'm assuming he probably did one around that day because he just got out so if he told her that he just did one recently, it had to be within maybe 48 hours of his release.

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AY: Hmm do you know what's in a speedball?

■ I don't know what's a speedball.

■ What worries me...

■ Ah it could be like a mixture of narcotics. It sounds it would probably be some type of maybe coke and meth.

■ What worries me is this whole thing umm, it, it's ah, I, I just can't believe it that it happened. I mean it, but what worries me is that thing that he swallowed in, not too long, I guess ah, a day or two before.

AY: Oh, oh, in prison.

■ In prison.

■ No, no, that, that actually happened months ago.

AY: Oh.

■ He got thrown in the hole for that.

AY: Oh so he did time...

■ Oh.

■ Yeah he, that's, that's prior to him getting thrown in the whole. That's the reason why he got thrown in a hole so that, that is, that is irrelevant toward kind of what this is about. I, I could see how that would fit, fits into his purpose on wanting to you know rob and sell drugs.

WW: Make the quick money yeah.

■ To make the money to pay the people off.

■ Yeah because of that he, I felt that he's was pressured.

AY: Okay.

■ And I always told him you know and he's like, I'll lend you money but just, just you know...

AY: Did he have a job?

■ Him?

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AY: Yeah.

Yeah he, he actually worked at L-A Fitness for a little bit before he went into jail this last time. He was like a nutritional counselor. I mean he's a pretty big guy, I don't know if you guys have like his, his stats but you know he, in jail that's all you get to do is push ups, pull ups, sit ups and so, I, he was a nutritional counselor at L-A Fitness for a little bit and then yeah I think, I think he got let go because just not showing up.

AY: Sure, sure. What, how early, how far back do you guys remember him having some type of medical condition like the [REDACTED]? We're not talking drugs here, were, how far back can you guys remember, jog your memory back.

Oh about seven years that, cause where I live, I've been there for about six years and where I use to live it was on Fourth. At that time, ah he complained a little bit about his [REDACTED]

AY: Nothing to...

Nothing like blood in the, ah how do you say it?

AY: [REDACTED]

[REDACTED]

I would, I would say about like four years ago, he had told me that I was in school and he was like oh, umm you know I'm [REDACTED] he goes, what can I do, he goes or you know one day he had umm, he had [REDACTED] in the [REDACTED] you know.

AY: Mmm hmm.

And ah, I gave him some ah samples of like [REDACTED] ah generic, you know.

AY: Sure.

Just to help him with his, with his thing but you know I, I would say about like four years ago, he actually started telling me about like his, you know, him having [REDACTED] so I'm assuming that his [REDACTED] wasn't working too good, his [REDACTED] weren't working too good.

And also he told me that ah, on the phone when he was incarcerated that ah, he has [REDACTED]

AY: [REDACTED]?

I said no Manuel, no for real's? Yes [REDACTED] He must of got it from using needles in there.

AY: That's quite possible.

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Because there's a lot of things going on in back of the...
 There's a lot of jail tattoos.
 Ah huh, the newest...
 All his tattoos have been done in prison so...
 The newest is on his right leg.
 I remember when he told me he, he had he said he, he thinks he got it from...

WW: An hour twenty.

Tattoos in jail.
 Now he had a lot of them. And he got it from having that done inside.

AY: Okay.

I know that.
 But you know, it could have been from sharing needles out here too so...
 Manuel.
 Unintell---

AY: Do you want to go into the ah, contacts?

WW: Yeah. The one thing I like to ask you on your call log, it's actually been deleted. Do you only have the, do you only have two calls in there. Do you know who deleted it?

Oh ah my son I told him ah well, just save those two and delete it. I didn't know.

WW: No, no, no that's fine. I just didn't know if I was doing something wrong.

Umm.

No, no.

She, she's been on her phone all, all, all day, I don't know.

WW: The, the biggest thing were trying to figure out is, were trying to get a timeline on who he was with.

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Oh.

WW: Obviously when he wasn't home with you guys, who he was with during those couple of days so we can interview them also.

Mmm hmm.

WW: So we can figure out what happened here.

AY: We probably know how he ended there unintell---

Well, that is like his spot. Like was it over here at the 24th Street...

WW: Mmm hmm.

AY: Yeah.

WW: Yeah.

That's like his spot. That's like a main area where a lot of these, I mean it's a trolley station.

WW: Mmm hmm.

You between 8th Street and you know Palomar, you know, you know Main, and that was like...

WW: His little hub?

Yeah you know he use to go down into Encanto as well you know. I, I even picked him up over there off of what is this? 61st and unintell--- I don't know what the trolley station is out there, it's like 61st Street.

AY: I believe so, I'm not too, I'm not too familiar.

WW: Yeah I know what you're talking about Imperial.

Yeah right around there. I know he had some affiliations out that way, real sketchy. I picked him up there you know before, not recently, before him all loaded so umm that was his way is just traveling, it's that trolley station. So he could have been, he could have been at any trolley station.

Well with Manuel, I really feel that, that ah since he was pressured, that led to what happened. He was like I guess desperate.

WW: Are, are the, the numbers in your phone, all they all yours or some are or are some are his, his? Like you have?

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█ Oh that's one of Manuel's friends.

WW: Manuel's friends?

█ Mmm hmm.

WW: █

█ That's me.

WW: Okay, █?

█ Umm one of Manuel's friends, a lady.

█ I, I think that's like an ex, what is that like an ex-girlfriend or...

█ A friend no, a friend.

WW: Is that something he put in recently in your phone though?

█ Ah yeah.

WW: Within the three or four days he was out?

█ Ah hah.

WW: Okay, employer.

█ Hmmm, I didn't know that he put that in.

WW: █

█ █ that's one of the friends.

WW: Umm █

█ Oh that's my cousin. She called me.

WW: She's family.

█ Yeah.

WW: █ you.

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She's

WW:

It's family.

Family.

WW: Family?

Mmm hmm.

WW: who obviously be your son.

Yes.

WW: And

That's a friend of Manuel's.

WW: Of Manuel's?

Mmm hmm.

WW: Okay. Umm...

You got some...

WW: So that's, they give me something to do, I mean that's a big thing is you, you know we're worried about as big of a loss as you guys are trying to figure out what's going on as well.

Yeah.

WW: Ah and we want to be able to, to give you guys the answers that you guys deserve.

Yeah he was...

Yeah because...

Very secretive so I mean, its, its hard you know, just trying to figure it out.

I really feel that since Manuel was pressured ah, that ah, that led to what happened.

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AY: Oh to the, what started?

Ah huh.

WW: Who, who's

WW: Yes.

Ahhhh Manuel ah, ah went around with her.

WW: ?

Ahhh.

Not the

Casual.

Good, you know friend.

AY: Was she around often?

You know not, not recently. Maybe before he was recently incarcerated.

Mmm hmm.

But I, I think she just probably did drugs with him.

AY: Do you think she visited him in jail?

No.

Ah I unintell--- so.

She's like, she's like

I don't know when Manuel was in downtown, San Diego.

WW: Would it surprise you if I told you she, she visited him in jail?

Ah probably.

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When he was...

She visited him in jail?

WW: Mmm hmm.

Oh unintell--- huh?

WW: Laughs

Well I think that she did visit him once in the downtown county jail.

WW: Okay.

Cause he had told me like hey you know, she was just like a little...

WW: Somebody to hang out.

Yeah.

WW: Good time.

Yeah guess she might have, had a little thing for him more than the other way around.

But she was ah fooling around with him and fooling around with some other guy at the same time.

Okay, how about a gal named [REDACTED] or [REDACTED]?

Friends of Manuel.

WW: Friend?

Ah huh, I know that.

AY: Same as the other girl?

Yes, friend.

AY: Okay.

WW: Okay.

A lot of his, he like affiliates were women, I don't know how...

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WW: How about [REDACTED] Is that even...

[REDACTED] Oh a friend.

WW: Okay cause I'm, I go back to his in-custody people that visit him and [REDACTED] said she was his wife. Oh is she an older gal?

[REDACTED] Oh is that [REDACTED]

WW: There's a unintell---

[REDACTED] Oh [REDACTED]

WW: No it's [REDACTED]

[REDACTED] Oh I think that's [REDACTED]. You know what, he never got married.

[REDACTED] They never got married.

[REDACTED] He never...

WW: Was she older, like she's...

[REDACTED] About [REDACTED]

WW: Maybe twenty years older than he was?

[REDACTED] Oh shit no.

WW: This gal...

[REDACTED] There's one lady.

[REDACTED] This woman I came up with was born in [REDACTED]

AY: And she said she was his wife.

WW: She's visiting him in jail and there's a little one with her.

[REDACTED] (Phone ringing) Sorry.

WW: There's a little one with her saying child. Does he have a kid?

[REDACTED] Ahhh that kid is about [REDACTED] and he's been adopted. [REDACTED]

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WW: Ahhh, this one, this is a gal named ah [REDACTED] daughter, [REDACTED]

[REDACTED] No he never got married because I would have found out.

AY: Let me show you.

[REDACTED] [REDACTED]

WW: Yeah but like unintell--- cause he and I are about the same age.

[REDACTED] Yeah.

WW: So right here you have wife and you have daughter. See the names?

[REDACTED] Now is that just something that they put, is that like legitimate background?

WW: They would actually, they would actually have to have physically write that so when you go to the jail log.

[REDACTED] Yeah.

WW: You come visit, you're gonna put [REDACTED]

[REDACTED] Mmm hmm.

WW: Brother. Umm let me show you.

[REDACTED] Ah but that, that's not, I mean that's what she had written, right?

WW: Yeah, so that's that's.

[REDACTED] It doesn't mean it's legit...

WW: It doesn't mean it's straight, no. No, no, no.

[REDACTED] Okay.

WW: I'm just going off of like ah [REDACTED] has, has girlfriend. [REDACTED] friend. [REDACTED] you know [REDACTED]

[REDACTED] Ah there, that has to be Manuel's friend.

WW: Okay. How about ah [REDACTED]?

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■■■■■

■■■■■ Also...

WW: A friend?

■■■■■ A friend.

WW: ■■■■■?

■■■■■ A friend. Those are friends.

■■■■■ I didn't know he had that many visitors.

WW: ■■■■■?

■■■■■ I'm wondering if those, a lot of those people visited him...

WW: This goes all the way back from twelve all the way back to 2002.

■■■■■ Ho, wow.

WW: So you see, I mean you have umm ■■■■■ it says sister. ■■■■■ So that just goes to show you.

■■■■■ Yeah I think a lot of these people...

■■■■■ That far back I don't know.

■■■■■ Visit him to talk to other people.

WW: ■■■■■

■■■■■ Me.

WW: So you went to jail, you have...

■■■■■ I visit to him.

WW: Back in 2003?

■■■■■ Quite, quite a bit, yeah.

WW: Okay.

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■ Mmm hmm.

■ You know I, I think that's what they use to do too...

WW: Yeah.

■ Cause I, I remember him, him saying something like that. Hey I'm ah, I use to have like, like a friend here come through and what they do is that they relay messages for other cell-ees, you know.

WW: You mentioned ■

■ Oh.

WW: Why would you mention her?

■ ■

■ Because...

WW: We still have an hour, an hour and ten right there.

AY: Okay.

■ She had his kid. He's about I guess ■ now. He's been adopted.

WW: Is ■ the same as ■?

■ Ah she use to use ■ name and ■ is no longer living.

WW: Okay.

■ She was another, she was ah...

■ Ah, ah ■

■ She was a drug-ee and she, she actually had a...

■ Also.

AY: Okay.

WW: ■ friend.

■ I've been trying to find out where is ■

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WW: See that name, [REDACTED]

[REDACTED] To let her know...

[REDACTED] I saw that.

WW: Funny sister is?

[REDACTED] You know to let her know that Manuel passed away. They stayed friends.

[REDACTED] Do, do you guys know a lot of these people that, that...

WW: Yeah.

[REDACTED] That he has seen here in the city, huh.

WW: I grew up here. He grew up here so...

[REDACTED] Yeah.

[REDACTED] Mmm hmm.

WW: We, we, we know a lot of the folks.

[REDACTED] Yeah. Huh.

WW: So, so this gal is not his wife and not his daughter.

[REDACTED] No.

[REDACTED] No.

WW: But the fact is she felt, that the, she felt good enough to put on there might not be a bad person for us to, to contact.

[REDACTED] Yeah.

WW: Umm would it surprise you if I said [REDACTED] was in custody right now meaning she's that type of person.

[REDACTED] Oh it wouldn't surprise me.

WW: Not even, not even a little bit?

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■ Mmm mmm.

■ Hmm.

WW: Maybe, okay.

■ She, you know the last time I seen her, she was, you know she was loaded.

AY: Oh she didn't look good? Didn't look healthy?

■ Little ass shorts, about a hundred and ten pounds.

WW: Sucked up?

■ Yeah, sucked up.

WW: Okay.

■ When Manuel was going to ah, ah, when Manuel was in custody and that he had court in Chula Vista.

AY: Mmm hmm.

■ This last time, she went to ah, ah to ah go, go, she went to court to ah see him.

AY: Okay.

WW: She, she was actually at the house back in January when you called the police.

■ Yes.

WW: When he threatened you, correct and ■

■ Yes.

WW: And she was, she was a witness in that case, right?

■ Well when ah...

WW: Well she was there.

AY: She was there.

■ The cops, when the cops were talking to Manuel and my, my other ■ ■ was in the room, the door was that much opened and ■ didn't come out but ■ did hear everything.

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WW: Okay, well she was at the house?

Yes she, well sleeping with him

WW: Got cha.

And he was very, very sick with a high fever.

I think it was a sinus infection.

But yet he did not go to the hospital.

WW: Was he acting differently at that time?

was just sleeping most of the time because he just felt too sick to do anything.

WW: Hey you mean, on this case when I'm looking it up, he threatened you guys, right? Was he, at times did he just kind of, did he just kind of become aggressive and not, not Manuel?

Ah well, he just got fed up. He heard the, me being upset...

Most likely.

And his, and his brother...

WW: Well then this might go to, this might go to what you're saying though of the and the way he's acting.

Yes.

WW: I mean it...

My son

WW: Is it, is it out of the norm for him to get so out of, out of the norm, not just not being Manuel where he's...

No.

WW: Not somebody would recognize the, the way he's behaving. Is that normal?

Since, it almost seemed normal for him you know but he just, even bef... years ago he would just blow up.

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AY: Because you think, you think, you'd say, you guys, it's almost like being immune to it cause you're so use to him?

Yeah we kind of just...

WW: I mean when did...

Put it on the back burner his manner, like get in his face, you know.

WW: Is, it was like that where one day he's Manuel my

Yeah.

WW: And the next day he's like man, I don't know that guy. Is it, was it...

Yeah it was kind of like there, where he was like really quiet and then you were like where is he and you know.

AY: Mmm hmm.

He was gone.

WW: You ever seen him talk to himself or anything?

No I never seen him talk to himself umm except for the times he was like on drugs or something but other...

WW: Well explain that to me.

Umm you know, it's ah like one time I picked him up at a trolley station like I told you guys out, out there in Encanto.

AY: Sure.

Umm he was like, the police are looking for me or, or he's no, no, people are looking for me. He goes ah we need to go, we need to go. I'm like dude, I picked him up like at eleven o'clock, he didn't have any cash, I didn't want him walking in that area just because unintell---

WW: You're trying to be the

I'm trying yeah, I'm trying to just like, he wanted to go home so I was going to take him home because he's like, I just want to sleep, I'm tired you know. I, I don't want to be walking around the streets cause people around here know me. Can you do me a favor so that you know I, I'll come pick you up.

WW: Was, was he animated though? Was he over the top?

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Yeah he was a little over the top umm, when I picked him up, you know pupils were like this big, you know just...

WW: Was he looking around?

Yeah he was looking around and then he was like, yeah these dudes were looking for me and then all of a sudden he says, is that a cop, is that a cop. I'm like dude you're messed up.

WW: And this is just while he's in the truck with you just...

Yeah.

WW: Was he, and was the conversation with you or was he talking to himself?

Right, he, he was talking to me but then there were times he was like man, (whispering) I can't believe that I can't... you know and I don't know if he was talking to me and I'm looking over at him, I'm like dude just shut, you know just shut up dude, just...

Hmm.

WW: (Laughs) Yeah.

Let me get you home so I get him home and then I, I drive him to my mom's house because he told me he wanted to sleep. That was the main reason why he wanted to get a ride. And so you know I was, I noticed dude don't wake me up at one o'clock in the morning you know for you know bull shit so umm, I wanted to give him a ride so he didn't have to be at that side of town.

WW: That's the right thing to do.

Umm, so I, I drop him off and then I called the house cause for some reason I felt like he was gonna ditch, he just wanted to ride back into town. I called, I called the house and my other brother answered he goes, I say, where's Manuel and he goes oh he just left. I'm like...

WW: And when was this?

Oh this was, this was probably like a year and a half ago before his last. I mean he was only out for a couple of days so...

AY: Mmm hmm.

WW: Yeah.

AY: Yeah.

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■ No they didn't meet up with him.

WW: And is, is that the only time you ever seen him act that way?

■ Ah yeah and another time I had picked him up, you know I was his personal chauffer because, just because he felt like, you know, and I, I...

WW: Cause he comes you're, cause you're a good guy.

■ I didn't yeah, I didn't want my brother walking the streets.

WW: Mmm hmm.

■ Just because, I don't know.

WW: Cause it's the right thing to do man.

■ Yeah.

WW: I mean don't beat yourself up over that one.

■ And so I picked him up one time over here on 8th Street. He liked that spot too. He liked 8th Street, around the Jack in the Box. There's a lot of homeless around there, a lot of, a lot of traffic.

AY: Mmm hmm.

■ Umm I picked him up over there and he was real paranoid, you know.

WW: Describe it to me man. I'm trying to, I'm trying to get a feel for Manuel.

■ Umm he was a very paranoid guy, over anxious. He seems like his anxiety was his roof. Umm I don't know if he was, he was messed up but he was very paranoid. I'm just like, people are looking for him. He was like that guy like, people are looking for him. He never always, he never really said cops were looking for him, he said people so I don't know if he did people wrong and he was just running from him all the time and he was just on the run but...

WW: The other question I had is just to kind of follow up what Tony was talking to you guys about with the narcotics. I mean, it seems like telling he's doing speedball and he's talked to you about doing meth and heroin and weed, was he just kind of open about discussing like, like his use or did you guys kind of had to pry it out of him or...

■ No there was, sometimes he just sits down and, and he tells me a little bit.

■ He was very honest with ■ because ■...

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WW: Did he recognize he had a problem with narcotics and...

Yeah.

Yeah.

And he always wanted help. He even asked me at work you know hey do you know where I could go and I think generally he wanted help.

Yes cause he was ah, desperate to get into Sober Living. If they would of called him at least two days later, he would be alive.

But you know the thing is, he burned bridges there like he's been in several...

WW: Mmm hmm.

You know Sober Livings and...

AY: Oh he has been in Sober Living before?

Yeah.

Ah one time...

And he, and he burns his bridges there. Like he gets popped with something or he just takes off you know for a little bit.

The last time he was in a place like that...

WW: Can't follow the rules?

Can't follow the rules.

Ah he was caught drinking beer and someone turned him in. You know, snitched.

AY: Sure.

And ah, so later ah, he walked out of the place, he didn't complete it.

AY: Okay.

The other thing is you know you put a lot of these guys that are in the same boat as him and...

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WW: Same mind set.

And, and, and, and in small rooms. I mean they all kind of start oh yeah, is what why unintell--- you know and I noticed that like I went to go visit him at one of these Sober Livings and I'm like dude...

WW: Misery loves company in those places.

Yeah there you know...

WW: Its, its tough.

So I'm like, what the hell, this is like...

WW: You gotta to be a really strong individual to...

Yeah.

WW: Conquer that, that demon.

And you can tell there's some people there that want to be there and then there's some people that don't want to be there, there forced to be there and you can tell.

WW: Do, do you feel Manuel was telling you guys that cause he wanted to make you guys happy or...Cause I have a cousin in the same boat and I know she, she tells the family I'm gonna do this, I wanna do this and she has that same problem. She gets there for one, two days and she, she dips or she does something goofy. Do you feel he was telling you guys that cause he wanted you guys to feel good or do you really in your heart so heart believe that Manuel wanted help and he wanted to get off the narcotics?

At times he, I, I think he wanted to get off of it. He was just too, too, too deep into it. Not only, not only the, the narcotics, it was the lifestyle.

WW: The girls.

The girls.

Yeah.

The women, these women like, I think that was his huge, the biggest thing was women. You know, when you're in jail for so long you know, you come out and these women are like throwing themselves at you but their loaded.

WW: They wanna get high, just with you.

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Yeah so I, you know and that was his biggest thing is, I mean he was always after ladies. I think that was his biggest, one of his biggest and money. You know he didn't and he didn't want to work for it. He didn't want to work hard for it and I always told him that, you gotta work at fuck'en Taco Bell for a little bit you know before you can...

Mmm hmm.

He always wanted a car and he always wanted you know and he would get enough money to buy one but not the right way, you know.

AY: Sure.

And I think that's what it was, it was the money, it was the women and it, it was, it was just that.

WW: He wanted that gangster lifestyle.

Right.

Unintell---

So he, he wanted to hustle because he knew he could hustle and get that.

WW: And he's obviously good at it. I mean he knew enough people to be good at it.

Mmm hmm.

When, well Manuel, when he's not on drugs, he's such a sweet person.

WW: Well he just...

He hugs me.

WW: He talked to [redacted] and he talked to you, and you guys are a good family. I mean I could only imagine when he's actually your boy Manuel, what he's like.

He's such a sweet person but the moment he does that stuff...

AY: Right.

There's another Manuel.

He had no preference on drugs, I'm pretty sure he took anything he could get his hands on.

Then ah, like the next day in the morning, he wakes up like, like nothing.

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AY: Now ah, speaking about waking up in the morning, did you ever know that or noticed that he, he was experiencing nightmares?

That no.

AY: At any time, not just this last time?

Ahhh I know he tends to

AY: Oh, was he?

Yeah I remember hearing he, he would say he would

Mmm hmm.

I you know, I think there was a lot of problems that went undiagnosed kind ah. I you know I honestly...

He never did unintell---

I honestly think he, I thought he was you know maybe

AY: Mmm hmm.

Maybe something in there. I mean there's, there's history and...

WW: When you incorporate the narcotics on that...

On top of that and it just...

AY: Unintell---

Mmm hmm.

WW: And then, then you have the, you know, if your liver and your, your kidneys aren't processing that stuff, well what, what kind of ah is that going to bring?

I think was always in pain too you know and, and whether...

Mmm hmm, that's for sure

Whether, whether it be withdraws or just physical pain from...

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AY: Sure.

■ The aftermath of, after effects of drug use and he always had stuff wrong with like his teeth, you know.

WW: What, where was that cause I noticed he had like some swelling to his cheek. What was that about?

■ I think his wisdom tooth was coming and he said...

■ He was complaining about that.

■ He was, it looked swollen huh?

■ Yes.

AY: The other side.

WW: The right, the right side, correct?

■ The right, yeah. He was complaining.

AY: So that was from a wisdom tooth that was coming out?

■ He said a wisdom tooth was coming out and it was really hurting him.

WW: Did you, I mean did you, I know when the, when I saw him when he was in the hospital, it was good and swollen and it was, it was, it was looked like maybe something was going on with his teeth, his...

■ Yes in the back.

WW: Yeah, it was right back here where this little jaw bone thingy's at, right?

■ Yeah.

■ Cause he even went like this, mom look, look. And I looked and ah...

■ I had asked him at the hospital about that too. They said it was probably too from trauma to the face when he hit the floor.

■ Yeah.

■ Umm.

■ Made it worse.

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■ You know, I don't know if the police had to drag him to the ground a few times or...

AY: Yeah.

■ Umm you know but they said it, most of the, most of the swelling to his face was from him hitting the floor.

WW: Okay.

■ Umm cause ah, his tooth didn't look too bad back there they said umm but it did look a little inflamed.

AY: Umm and as far as ah, unintell--- see anything here, anything that you think that we should know. Anything that we have not asked.

WW: On the terms of the narcotics, did you guys ever hear him talk about bath salts or anything like that?

■ No.

■ I don't think he ever messed with that stuff.

WW: No just smoking cigarettes and, and meth and that was...

■ Cigarettes and meth. I think that was...

■ And speedball.

WW: He told you he smoked that?

■ Ah yeah.

WW: Okay.

■ He told you he smoked a speedball?

■ Ah huh.

AY: Do you know what day that was ma'am?

■ Hmnm.

AY: He's out on Wednesday, so he's out Wednesday, it's not Wednesday?

■ Ahhhh no.

AY: Was it the following day when he went out to dinner?

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■ Ahhh, he told me in the evening but ah...

■ On what day?

■ I don't remember.

AY: So it would have to have been Thursday or Friday?

■ Yeah.

■ Mmm hmm.

■ Oh I saw him Wednesday night.

WW: And that's when he said he wasn't feeling good?

■ He got out on Tuesday, right?

■ The 26th.

WW: I think he got out, no he said on the Wednesday.

■ No, 26th didn't he unintell---

■ I saw him on Wednesday.

WW: That's when he got out I think, right?

■ No I think he was out the night before.

■ No the 26th.

AY: He was out on the 26th?

■ Yes.

AY: Okay.

■ Because he told that's the day that they're gonna release him.

WW: And then you said on Wednesday...

■ Because I was supposed to pick him up.

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WW: The [REDACTED] were hurting.

[REDACTED] Right.

WW: And he didn't want to come, he didn't want, he wanted to spend time with your daughter but at that time he wasn't feeling good, up to it.

[REDACTED] Yeah, yeah.

WW: And then, so now we had the next day which would have been Thursday, Friday. Is it fair to say that's when he talked to you about smoking the speedball or doing the speedball was Thursday night, Friday night?

[REDACTED] Mmm hmm.

[REDACTED] I guess about there.

WW: Okay.

[REDACTED] Yeah. I mean it's such a small window. It has to be within that or...

AY: Okay well, as far as our side, our investigation is ongoing and ah, for your brother umm, as far as the investi... ah for the, the unintell--- is ongoing so to protect the interest of your brother, to protect the interest for our department, and to protect the interest of everybody involved, there's a lot of confidentiality involved in here.

[REDACTED] Ohh.

AY: Okay ah, we will be transparent when the time is right.

[REDACTED] Mmm hmm.

AY: Okay, you guys do have what you told me, you have a pretty accurate description of what happened although it is not a hundred percent.

[REDACTED] Mmm well.

AY: That's what I can tell you.

[REDACTED] We're trying.

AY: Okay? It's not a hundred percent.

[REDACTED] What, what can you guys tell us? I mean, you know cause I, for my mom's piece of mind, you know just what happened that night, you know.

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That's, I'm really unintell---

You guys don't have to get into like super detailed but you know, my mom wants to know whether or not he was you know, in pain or was he hurt at the time of the arrest. Well the time he was picked up and taken to the trauma.

AY: See that's, since you don't have those details, I can't right now...

Hmm.

AY: Disclose that to you.

Hmmmm.

AY: Okay but as far as where it started and where it ended, you have that right.

Right.

AY: Okay and that he was transported to UCSD ah Medical Center.

Mmm hmm.

AY: That is very accurate.

Also...

And, and at trauma, they didn't have any of his belongings. They said that...

WW: We, we collected his clothing and...

You guys collected that?

Everything?

AY: Evidence.

WW: Ah he had a tank top.

Yes.

WW: Some jeans and some shoes.

Ah Tim... Timberlands.

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WW: Yes ma'am, some brown boots?

AY: Brown boots, oh we have those.

Yes.

WW: Yes ma'am.

His wallet and the earring, I want ah the department to release it to me.

WW: I don't know, well right now, whatever we have impounded, we can't give you because of the investigation.

Oh.

WW: Once, once this is all said and done ma'am, well Detective Ybarra will get with you and, and...

AY: We're gonna stay in contact, all right. I'm gonna give you my cell phone as well.

Please when...

WW: Yes ma'am.

Everything is over.

WW: Yes ma'am.

I would like all of...

WW: Yes ma'am.

His belongings, his wallet and the earring. Well all of his belongings...

AY: Yes.

To be released to me.

Umm for, but I, they told me I needed his license or his identification card for insurance purposes.

AY: I can, I can get you a copy of his ah...

Okay copy.

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AY: Yeah I'll get you a copy.

█ Okay, do you know if he had his...

WW: Unintell--- I don't know, the wallet was there.

AY: No it, it was there.

WW: Okay.

█ Yeah that I, I spoke with the, one of the ladies. She said the wallet was...

AY: Yeah, oh no, I'll get you a copy so you'll get the number and everything.

█ Yeah umm just, just because of for insurances and ah for burial stuff and...

WW: Mmm hmm.

AY: I'll get, I'll get that for you.

█ That's what we're working on.

WW: Yes ma'am.

█ Yeah unintell---

AY: You know if I can just write my, my cell, I'll give you my cell phone number so, at any time you have any questions and I know right now...

█ I can call you, right?

AY: Yes ma'am. Call me direct, don't, don't go through the...

█ Oh okay.

█ Yeah ah...

WW: That's it.

█ Oh.

WW: Here you go.

█ Yeah they didn't, they didn't know much there at the hospital.

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■ No.

■ But what the officers told her.

WW: And the reason we do that is like Detective Ybarra says is to mainly protect your interest, our interest, and to get to the bottom of it. Umm...

■ This, this is very strange, all this.

■ I kind of, I kind of put the story together in my head, I just don't know...

WW: You're on the right track.

■ Yeah.

WW: You're on the right track.

■ I you know, I, I, from what I hear I, yeah I think he tried to hold up the deli or tried to rob them, they chased him out or there was a fight there maybe with the attendant. They tried to chase him out. There, they called the cops, the cops got there fast enough, he tried to ditch, you know, they got him.

■ Hmm.

■ They took him down. ■ This is kind of what I hear. They, they were ■ Ambulance showed up. ■ and...

WW: Like, like Tony said man, you have a whole bunch of it going.

■ Hmm.

■ Hmm.

WW: Ah there's a couple of pieces that we just can't tell you because...

■ All right.

WW: We can't provide that information.

■ Oh, oh that you...

WW: But you, you're, you're pretty darn close.

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AY: And ah, and as time comes and this information becomes where I can release this, some of the stuff to you, I'll make sure, I mean...

█ Please I would like to know.

AY: In the end, you will know what happened.

█ Yeah because...

AY: I can, I can guarantee you that, and we can give you our word that in the end, when this is all clear, when this is all settled...

█ Roughly do you know like how long this investigation, I mean did, I mean it's kind of hard to tell but you know he's already deceased and I mean you guys have your parts to take care of but...

AY: Yeah we, we'll probably have the bulk of it done in about three weeks.

█ Hmm.

AY: Okay but, that's still, that's still not the end I, there's still gonna be a lot more, a lot of other steps above our control, okay? So once it's all settled, once it's final, once stuff starts coming out cause there gonna, some of, some of this stuff is going to be public, it's public record.

█ Hmm.

AY: Some of it ah and as this thing comes by we'll be able to ah you know, again show transparency and tell you exactly what's accurate, what isn't and in the end, I can assure you that you'll find out what happened.

█ Okay.

AY: Okay?

█ Not that I'm gonna be wondering.

AY: It's not going to be a mystery guys.

█ Yeah.

AY: It's not going to be a mystery.

█ No.

AY: Okay.

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■ All right.

■ But umm...

AY: So let me...

WW: Do you, do you...

■ Do you have any questions, more questions?

WW: No, do you guys have anything that you guys want to ask other than obviously what you just did to ah unintell---

■ Ah well, if I remember anything, I will call you.

WW: Please.

AY: Please

WW: Please, please.

■ I will call you.

AY: Or if anybody calls you.

■ Oh okay.

AY: Looking for him.

WW: Cause ah, I'm tasked right now with tracking down the last three days and of, of...

■ Mmm hmm.

WW: From the time he got out till the time that he was arrested.

■ I mean a lot, a lot of his contacts that you have, I would, he knew a lot of drug people so, no, no, no the....

AY: Oh the front?

WW: Oh.

■ Some of those...

WW: ■ and all those folks?

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█ Yeah, he knew a lot of people that...

WW: Well she's...

█ That pushed a lot of drugs around here.

WW: She'd probably be the first person I go find to talk to so, but like, like Tony says, if you get a phone call at you know, one in the morning, hey this is so and so, Manuel call me. Feel free to call him that next day and that's, that's something we can follow up on.

AY: It's very important

█ Oh, okay.

WW: Because the, you know, if folks are contacting him, that's somebody we need to talk to. Hey, I mean, you know, was he using narcotics? Was he sick? Was he saying that, did they recognize he, he was not feeling good. Was he, was something going on with him that we need to get to the bottom of and that's gonna be huge for us to be able to track those folks down and, and have them help us give you guys the piece of mind that you deserve.

█ I do know that he was in pain.

AY: Okay ma'am.

WW: That in itself is huge.

AY: What, what when, one last thing.

█ Hmm.

AY: When, when, when you mention █ that ah, he had █, right? Once he was transported to Paradise Valley Hospital, where was he the █ time? You said █ Do you remember that?

█ Oh, no my mom said █ I don't remember the other. I only remember that one time.

AY: Where was the second time ma'am? Who treated him?

█ Ah I don't know ah Manuel told me that ah he █ but ah brought him out of it.

█ He might have █d unintell---

AY: Oh maybe...

█ The first time they found him in the alley and they took...

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[REDACTED] That's the one.
 [REDACTED] Him to Paradise Valley Hospital.
 [REDACTED] That's the only one I know of.
 [REDACTED] And the, ah probation no, the P-O ah told me that yes he was, you know...
 [REDACTED] Who was he, who...
 [REDACTED] Garcia I think it was.
 [REDACTED] Who was he with that day he [REDACTED] and they found him in the alley?
 [REDACTED] Ah someone on ah, made a call anonymous ah to the cops.
 [REDACTED] I know but, who, who did he leave with that day cause I remember he left with somebody he knew. Was it with ah...
 [REDACTED] Around oh ah no ah, she's related to you. Ah [REDACTED]
 [REDACTED] Oh so it was a cousin of ours that she...
 WW: Do they off, do they live over off of about [REDACTED]? [REDACTED] She has a kid.
 [REDACTED]
 [REDACTED] Mmm yeah.
 WW: She has a boy named [REDACTED]
 AY: [REDACTED]
 [REDACTED] Yeah.
 [REDACTED] And a [REDACTED]
 WW: Yeah I know them.
 AY: Are you guys related to them?
 [REDACTED] Yeah.

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Well.

Yeah unintell--- uh my

WW: Which is?

Is her mother.

WW: What's her name?

WW: passed away.

Yeah cause she's no longer living.

passed away.

WW: She raised

Mmm hmm.

So you know they, they all if you know.

WW: She runs in that whole circle and there's a lot of heroin being used and a lot of methamphetamine being used.

Yes a lot of heroin.

WW: In fact...

That's what I was saying you know, they knew a lot of people.

WW: other son overdosed on heroin and died, correct?

AY: Was it

WW: I can't remember his name.

Yeah, yeah, yeah. Umm's brother.

Yeah

WW: yes, he overdosed on heroin and died, correct?

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Yeah.

Well from what I've heard, ah he went to the hospital for surgery.

She got like a family story.

But then he got out and then ah uh all of a sudden he collapsed in the middle of the floor, he couldn't breathe and they took him and he died.

WW: I know that family okay.

You might, I mean, I, I think [REDACTED] might have been, you know my, my, [REDACTED] family that you know like, he knew of them and they were actually, they weren't the people that they are now.

WW: No is your [REDACTED]

[REDACTED]

[REDACTED] he's deceased.

[REDACTED] was a heroin addict too.

He died ah in 19-97.

He tried to clean up, [REDACTED]

WW: Fought the fight, right?

And he died so much like Manuel.

They almost had the same death.

Yeah almost.

WW: Really?

Yeah.

AY: Geeze.

Huh.

WW: It just goes to show you what that stuff does to your system.

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Ahhh.

Two generations right there.

So now he's with his father and everyone else.

WW: You know what though, I mean, look at big picture, you know he's, you know he's safe now, he's, he's not hurting himself or anybody else.

But I want you to know that when he's not on, on drugs, he's a sweet guy.

WW: Great kid. Like I said, I remember him from high school. I'm almost, I'm my, I was telling these guys I'm 99 percent sure, I remember him being in high school, he was just a skinny goofy kid, lanky.

Yeah.

WW: Lanky, lanky, lanky kid and he was always trying to be a, a clown. Always trying to goof around.

Yeah funny guy.

Yeah.

WW: And I remember him, like I said, he's a couple of years younger than I am but I remember him.

Yeah.

Now [REDACTED] them are, are they, they still, I see them, I see her every like two years, two or three years wandering the streets...

WW: Moping around the city? (laughs)

Yeah.

Hanging out around like 8th and...

WW: You answered your own question.

(Everyone laughing)

She doesn't like guys no more.

WW: No ma'am.

AY: No ma'am.

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Well.

WW: Yes.

AY: Yes.

WW: It is what it is, right?

Mmm hmm.

Do you know if she, if she's locked up right now or...

WW: Ah we had her, talked to her what? A year and six months ago?

Ooooo.

AY: Let's end, let's end...

WW: Yeah.

AY: This interview. So it's thirteen after four and I'm, were ending this recording.

End of Tape

INVESTIGATION CONTINUED

On 12-06-12, Doctor J. Lucas from the San Diego Office of the Medical Examiner performed an autopsy on Martinez. Preliminary findings concluded no signs of major blunt force trauma. His preliminary conclusions were that Martinez died from an overdose of drugs; however, the type of drug overdose had not been determined and was pending the results from the toxicology report. Please refer to Detective Walters' supplemental report for additional details of the autopsy.

On 12-06-12, Detective Villariasa conducted a data download on both [REDACTED] Sergeant Meeks had serial # [REDACTED] and Officer Stinnett had serial # [REDACTED]. All to the deployments were consistent with the Officers statements. Please refer to Detective Villariasa's supplemental report for all the details reference the devices and data results.

On 12-10-12, at about 1315 hours, Detective Walters and I met with Officer Stinnett at NCPD Investigations briefing room. We sat down with Officer Stinnett to go over his initial statement. Our communication was video recorded using my department issued FLIP video recorder. The entire communication was recorded and is available for full review. Officer Stinnett was able to walk us through the entire event, he was involved with, and able to clarify positioning and locations. We did not find any inconsistencies with his statement. I later had his statement transcribed by NCPD Office Assistant Beatrice Gonzalez.

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AGENCY: NCPD

CASE NO.: 1207248

INTERVIEW OF:

RYAN STINNETT

INTERVIEWED BY:

**DETECTIVE ANTONIO YBARRA
DETECTIVE WADE WALTERS**

TRANSCRIBED BY: Beatrice Gonzalez

1207248: INTERVIEW OF RYAN STINNETT

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The following is a transcription of Officer Ryan Stinnett. This interview is being conducted at the National City Police Department. Present in the interview are Detective Antonio Ybarra, Detective Wade Walters and Officer Ryan Stinnett.

Detective Ybarra will be referred to as "AY" and Detective Walters will be referred to as "WW" and Officer Stinnett will be referred to as "RS".

AY: All right, we're at the ah, National City Police Department. Today is Monday, December the 10th. Its fifteen minutes after one in the afternoon. We're in the conference room at the Investigations Division and we're here just to ah, go over some ah details and some questions that we have from an incident that occurred on December 1st of this year at 530 West 21st Street, actually that's where it originated umm on reference NCPD Case number 1-2-0-7-2-4-8. Present in the room with me is ah Detective Wade Walters. I am Detective Antonio Ybarra and ah we're gonna be questioning witness Officer ah Ryan Stinnett. What is your ah, I-D number?

RS: 4-5-2.

AY: 4-5-2. All right Ryan umm you've had a chance to review your report, right?

RS: Yes.

AY: Umm and we simply wanted to know, actually if you can just walk us through the chain of events that led all the way up to well refer to ah the person in question is Mr. Martinez. Mr. Martinez being ah strapped on the gurney. So how did the call start? Just, just walk us through it.

RS: Real Readers Digest version, ah radio call came out of ah possible [REDACTED] in progress at the Deli, that, that 24th Street Trolley Station.

AY: Sure.

RS: There was ah report the guy had either shot somebody or there was a knife involved so start going on route to the call. Ah Sergeant Young advised over the air that he was already on scene. Said he was able to see the suspect or I guess, I'm sorry, just before that we were advised that everyone had left to that suspect was alone, Martinez was alone inside the business.

AY: Mmm hmm.

RS: Sergeant Young got there. He said he saw the guy, had him at gunpoint, didn't see, he didn't mention if he saw any weapons or anything from Martinez. We started rolling up just in case the guy tried to get out I guess ah Sergeant Young said he was like barricaded inside the, inside the deli. So we roll up. I pull up into the, the east alley over there off of Wilson. The two thousand block of Wilson I believe or right on that part, just, just north of ah the deli. So, when I'm in there, I started to get out of the car and I hear that he had ran out up the back of the business, the back of the deli. I was, I heard over the radio someone saying that the guy had started running north, hopped into the trolley tracks and was going north so I get back in my car, start driving out and I get in behind ah Corporal Klos. I

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didn't know who it was at first but I get behind Corporal Klos unintell we make that westbound turn on to ah West 18th and then make that first turn onto the on-ramp to go on I-5, the northbound I-5. As we're pulling up on there, there's ah, ah green car and a white pick-up truck parked on the right shoulder of the on-ramp. As I'm pulling right there, I immediately see a guy matching Martinez's description, had a white t-shirt running down the embankment from the top of the, where the trolley tracks were.

AY: Sure.

RS: Ran down the embankment to the little wooded area, dives into the bed of the truck. Corporal Klos was in front so he parked his car fairly close to the bed of that, the, the truck, I had pulled in right behind it. We both get out of the car. I had my gun out on him cause he's supposedly with a gun or a knife so we go to approach the back of the truck, Corporal Klos had a weapon out. We go up to the truck, the guys in the, Martinez is in the bed of the truck. We give him the command, told him to stay still, put his hands up and his hands, he was kind of you know, even if I was lying flat down, his hands kept, kept them up above him like this, he was laying there, somewhat still. I decided since Corporal Klos had his weapon out that I pick the holster up and go on and handcuff him. I, I climbed over the, the tailgate, put my knee on ah Martinez' back so he wouldn't move, grabbed his right arm, put his right arm in the handcuffs and I tried to get his left arm and he refused to give it to me basically. He started pulling against it and resisting and he starts reaching down towards his waistband. Corporal Klos is giving him the instructions to "hey put your hands behind your back, get your other hand" refused. Corporal Klos struck him, like a jabbing motion with his baton since I was in the bed of the truck and Corporal Klos was still outside of the truck. So he's jabbing the guy's shoulder. Martinez still wouldn't put the hand behind his back, he was just kind of pulling it up against his body. He's still not compliant there so I decided to, to punch him, just to try and get same thing, just to get him to stop and resisting and put his hand behind his back or give him the commands. I hit him in the head cause I'm on his back so I don't really have a body to target. I'm holding his cuffs with his right hand in my left hand while I switched over so I didn't have a whole lot of target so I hit him, not positive exactly. It was, it was the back of the head that hurt. I don't know if his head was laying to the left or the right when I hit him but I hit him once, he didn't respond at all. He didn't react to it. I told him again put your hands behind your back, he wouldn't give us his other hand. Hit him again still nothing. He, he didn't comply. He just continued resisting. Sergeant Meeks arrived right around that, I don't know if he was there while I was wrestling with him but he have him a dry stun in his back and we were able to get left hand back behind his back and we cuffed him up. He, I did a really quick pat down inside the, the bed of the truck and rolled him side to side to see if we could find any guns or knives on him.

AY: Sure.

RS: I didn't notice anything on the cursory pad and...

AY: And then what happened?

RS: Then I get out of the truck cause it's an awkward spot to be in there. Climbed out of the back of the truck, lower the tailgate. Corporal Klos was and, and just telling him "hey calm down, we're going to pull you out of the truck now." I, I we pulled him, we slid him, his feet were already towards the tailgate, his feet were aiming towards the back of the truck so we just slid him out towards the back of the truck to stand him up. When we first had him out, he wasn't supporting his own weight, he was just kind of standing, and we're like, c'mon stand up. He stands himself back up. We walk over, Corporal Klos on his left arm and me on his right arm, walked him to Corporal Klos'

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hood of his car which was sitting right next to the truck. Corporal Klos started a pat down search more thoroughly of the, the left side of Martinez's body. Once he's doing that, after he got done with his left side, I did the right side. As were doing that, Corporal Klos started taking his left shoe off. Martinez got really upset at that, he started resisting more, started getting really upset and angry with the foot so I was thinking maybe he had something in his shoe that he didn't want us finding. So after Corporal Klos had that shoe off without finding anything, I started taking off his right shoe, got that off and he the same thing, just started getting really resistant to us. He was pulling away from us, trying to kick at us a little bit. Corporal Klos and I lowered him to the ground, he didn't fall. We, we put him on the ground. Corporal Klos took the, took his head as he was going down and I was standing there above them. As he's ah going down to the ground, he starts to kick at me with his legs again when Corporal Klos was holding him down so I kicked at his right leg just try him again, get him to stop kicking me unintell giving the command stop resisting, stop kicking. I kicked his leg and then I lowered oh I, I, I took the cartridge out from my Taser since it had worked before. Set that on the hood of Corporal Klos' car, had my [REDACTED] out, got down on his, I guess his calves his, his lower calves with, with the area just below my knee on my chin just to put weight on it to try and hold him down. I, I, I did the dry stun off his lower back. Unintell calm down, stop resisting and, he just continued to resist on us so at that point I just put all my weight on my hands, holding on to his legs. Corporal Klos was at the head of his body. Sergeant Meeks was somewhere on the head of the body, I couldn't see where I was focusing on his legs. We were there wrestling him for a while I know ah Detective Shephard arrived on scene and was helping with the, the legs, was asking if we had any kind of [REDACTED] I [REDACTED] ..., [REDACTED] get that. Corporal Klos, I mean Corporal Shephard took ah Martinez's legs where I was, relieving me of my spot. I went and grabbed [REDACTED] came back, I've never tied up someone's legs so I, I gave it to ah Corporal Shephard for him to do. I took back over on his legs, tried tying him up there and the whole time he's still resisting, lifting up his torso with his hands, even with his hands behind his back, he's lifting up his torso causing hassle for Corporal Klos and Sergeant Meeks. Got him tied up, he's able to slip his legs kind of back out of the cord, black cord I guess didn't work so well. So he got, he got his legs back out of the, eventually we were just holding him down, medics arrived and I'm not sure how early they had been there but once, once medics were there and had their gurney out, we picked, we ah, myself and not positive which officers grabbed him. We picked him up, put him on the gurney, he's still kicking, still resisting. I'm still holding onto his legs and I still while on the gurney put my right knee, knee on top of his legs just to help hold his legs down while the, the fire and medics and I'm not sure who was doing what, were trying to strap him down to the gurney.

AY: Face down or face up?

RS: Face up. So then yeah, they were dealing with the top I was just watching his legs, holding them down and then he's, they, he stopped, he stopped kicking after a point and then I looked over and that's when I found out that he had been sedated.

AY: Okay, good. Okay umm, let me umm, ah, I have a couple of questions and I'm sure ah Detective Walters gonna have here with you in a second but let's go back so ah, just to clear a little few things up. So when, when you guys go unintell When you guys arrived to the on-ramp Ryan, and you guys were walking up to the ah, the bed of the pickup truck, what side of the, of this pickup truck were you? Was he approached from the left or the approach from the right?

RS: The approach was from the left. I was, I was on the left more or less, I was straight behind the truck. I mean I was a little bit to the left. You have to say left or right but I was fairly straight behind the truck on the left hand side.

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Corporal Klos was up more in front of it coming from this position, his car, he was, he was also on the left hand side but more towards the middle of the, the truck as we approached.

AY: So, so now let's move forward to when you're in the bed of the truck. You're in the bed of the truck, where's Corporal Klos standing at? To your left...

RS: Ah no on, on my left cause still on the, still on that left side of the truck ah on the driver's side of the truck just against, in front of the wheel well so towards the, the cab part of the bed of the truck if that makes sense.

WW: Kind of, kind of rounded it, if you well.

RS: Was that the...

WW: When he came out he kind of, he's facing it.

RS: So, I don't know how to say, this is the bed of the truck and the cabs right here. I'm on him here. He, he's more or less right here towards, towards the cab.

AY: Okay

RS: At the front of the bed of the truck cause Martinez was all the way towards the front of the bed of the truck.

WW: Okay.

AY: Well what, what did you notice about umm Martinez at that time when you first walked in?

RS: Inside, well even when I was, when before I got in the truck, he had a cut, he had, he had some redness to his, I think it was his right side, I'm not positive honestly what side, I thought it was his right side except he had ah, ah small cut.

AY: Mmm hmm.

RS: And he was kind of, a little twitchy with ha... with his hands and fingers.

WW: And that's prior to you guys even touching him he had...

RS: Yes.

WW: He had that injury?

RS: Yes.

AY: Any other injuries you saw on him?

RS: Not that I saw his fist unintell

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AY: Any blood?

RS: There was blood around that, that cut.

AY: Umm while you guys are trying to ah handcuff or why you're trying to handcuff and your efforts at handcuff Martinez, is he saying anything to you?

RS: He was, he was talking but I honestly don't know what he said when I was in the truck. I know he was resisting and pulling his hands toward us but while, while he was in the truck, I don't know what he was saying.

AY: So he was talking, he wasn't yelling, he was talking?

RS: Yes.

AY: What about the ah, the witnesses you described that were standing by? What were they doing?

RS: The owners of the, the, the truck and that, at first, the truck was empty. There was nobody erratic, notice anybody in the truck and the cab or in the bed in this case. The, the green vehicle which was just behind the truck, there was a woman and, and two small children. They were in the green sedan I believe when we got there and they, at one point, they started exiting. Her and the kids were exiting, kind of watching what we were doing.

AY: Are they saying anything?

RS: I didn't notice them saying anything, no.

AY: Ah, so you ah, so you stuck him with, it was with a fist?

RS: Yes.

AY: To his head a couple of times?

RS: Yes.

AY: Ah, you bring him out and when you walk him from the, from the bed of the truck over to Corporal Klos' vehicle, what kind of distance do you guess or estimate that was?

RS: It was, it was very close. Three, four feet.

AY: And he did and, and Martinez did this without you having to support him or lift him?

RS: Correct.

AY: He did this on his own?

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RS: Mmm hmm.

AY: He acknowledged when you guys told him hey, calm down, relax from the arrest, we're gonna move over here or was he just...?

RS: He was still resisting. He, like say when we first pulled him out, he wasn't, he just kind of let his legs where we, he, he wasn't putting weight on himself. When we told him, c'mon stand up, he, he, he listened to us to the point that he would stand up on his own way. We each had ah, an arm. I was holding his right arm, the Corporal Klos had his left so he, he allowed himself to stand up and he did his own where we didn't support his weight but he was still kind of resisting.

AY: So you guys take him over to the ah, the patrol car...

RS: Mmm hmm.

AY: The front part of the patrol car as you described, right? Is he bent at the waist or how, how, how do you guys unintell against that right unintell

RS: He's, he's facing, he's facing the patrol car. He's up towards it a little bit of a bend of the waist. I mean he wasn't on, on the hood of the car. He was standing upright while we pat him down but I mean I guess a little bit of a unintell forward from his torso to keep him off balance a little bit more.

AY: Sure, sure. Ah and what is he saying to you at that time? Is he saying anything to you guys?

RS: I don't remember him saying anything at that point, no.

AY: All right. So then, then you describe to us that Corporal Klos searched his side which was what? The right side?

RS: The left, he, Martinez's left side.

AY: Martinez's left and then, he starts getting a little frigidity when the shoe comes off. You do your side. When you remove your shoe, you don't get to remove the sock, just the shoe, correct?

RS: Correct.

AY: Then what did Martinez do again?

RS: He is just really...

AY: Is he unintell

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RS: Starting to pull with his upper body and a little bit trying to kick us and its close, close quarters so he doesn't have a whole lot of room for big movement, and its awkward back behind him since he's against the car.

AY: Mmm hmm.

RS: Can't really get much behind it but he's trying to kick at us unintell definitely trying to jerk away.

AY: And then in an effort to gain a little bit more control over Martinez, what did you guys do exactly after that?

RS: And I don't know who actually instigated it at that point, I'm not sure I believe, I don't know. I know we ended up, we're both holding him on to the, cause we were still hold him during the search. We never let go of him because of his kind of resistant attitude.

AY: Handcuffed right?

RS: Yeah so we were just still both holding on to him and just lowered him down to the ground, we took him down to the ground, face down onto the ground. He was sad, I don't remember if it was myself or Corporal Klos, I don't remember being said hey let's do this. It was just kind of...

AY: When we react...

RS: Done, yeah.

AY: Just unintell which makes a lot of sense, we're good. Umm did you guys literally guide him to the ground or did he, did he go unintell face first or did his own weight bring him down?

RS: No he was guided. We were holding him the whole time so he wasn't slammed, wasn't dropped and ah...

AY: So he, he's put face down on the ground?

RS: Yes.

AY: Then what is he doing?

RS: Immediately once he's down on the ground, let's see I was, Corporal Klos is more up towards his, his head and his upper body. I was down by his feet. He started kicking at me.

AY: At you? Ah, and again is he saying anything to you guys at this, at this point?

RS: I remember him saying you know, you don't know who I am. He started saying I'm, I'm, I'm Ghost which is his, his moniker. You, you know don't know who I am. Fuck you guys but and that was, I noticed all, the, the majority of his conversation and I didn't pay much attention to what he was saying but the only thing that I remember was those three things once he was down.

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AY: But next to the patrol car?

RS: Yeah on the ground, that's when he's saying that.

AY: Did he mention anything about having being harmed or having a weapon? Do you remember anything like that?

RS: I don't specifically remember him saying that. I know he kept reaching when we were trying to handcuff him, he was reaching for his waistband but...

AY: Was he always face down or did he yell, did he ever try standing up? Did he know unintell

RS: He was never able to stand up or get on his knees. He was kind of trying to roll a little bit, side to side but he was always face down as much as he could, I mean he would turn his hips a little bit as he's trying to roll but with our weight on him he was having trouble. He never got all the way on one side. He was never totally on his side. Just kind of, if that makes any sense. He just kind of rolling back and forth as much as he can.

AY: Do you remember what he was doing with his hands while he's doing all this?
Was there anything unintell anything specific you remember him doing with his hands as he's handcuffed and he's...

RS: He'd been reaching for his waistband before and he would still reaching, you know, as best he can trying to get towards his waistband but at that point on the ground I, I was, I was on his legs and I was having trouble seeing anything beyond that.

AY: So you had the lower extremities, Corporal Klos has the upper and then you said Sergeant Meeks...

RS: Sergeant Meeks was up, he was I, I believe...

AY: Unintell

RS: No, I don't, I don't know. I, I, I believe he was with Corporal Klos, I believe he was controlling the upper torso as well but I was, I was right at his ankles and his calves and I was just on that cause he was kicking so much that I had both hands and all my weight focused on that so I wouldn't take a foot to the face.

AY: Okay when we reviewed the ah, the CAD call, it, it showed that firefighters arrived before paramedics. And as best as you could remember, do you remember the firefighters already being unintell at the scene at this time? At that point?

RS: While we're on the ground with him there, yes.

AY: They were already there? You don't, you don't remember arriving?

RS: No.

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AY: Okay ah, and then what happens from there again Ryan so unintell

RS: So once he's down, we kind of have him controlled again and the medics got there. I said he had been, he had been spitting and I, I heard Sergeant Meeks say something about him vomiting.

AY: Okay.

RS: Possibly so we got a spit mask put on him and he was I guess trying to, I heard him also saying something about watch out so you don't get bit and I don't, I think that was, I think Corporal Klos said that to Sergeant Meeks but I, might have that backwards but I think Corporal Klos said that to Sergeant Meeks like tell him to watch out for his mouth cause he was trying to bite.

AY: Okay.

RS: So we got ah, the, none of us had a spit mask with us and unintell the, the medics brought over a little spit mask unintell so they put that on him. Once we got that on him and they had the gurney brought out, we picked him up and again I just, I was still like unintell picked him up, carried him over to the gurney, held him on the gurney. I don't know how many of us it was cause I was just still focusing on his legs so three of us for sure, maybe more carried him but I don't know.

AY: Good man, you're doing a great job here. And my last question umm, there towards the end when, when you, when you're describing to us who was there trying to control Martinez as he's on the ground, you put ah Sergeant Meeks there, Corporal Klos and ah Corporal Shephard and yourself. Was there anybody else who helped you guys there?

RS: There were people there but I have no idea if anyone else had hands on him when I was helping to hold him down or not. I couldn't see from my angle. I was just focused on him.

AY: Thank you unintell

WW: Is it fair to say you were wearing that uni... uniform similar to that?

RS: Yes.

WW: So no question that you guys are the police and anything like that?

RS: No.

WW: Same goes for Klos and, and Meeks?

RS: Yes.

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WW: Okay umm you've been a police officer for about five years. Have you ever seen me, have you ever gone to a call where someone has reacted like this before?

RS: Yes

WW: Similar just, under the influence just going crazy like this?

RS: Yes.

WW: Okay umm... I'm gonna, the big thing I want to just how he was taken to the ground so, you did a good job.

AY: Oh and ah medics, who called for medics? You remember who called for medics?

RS: I don't. I know that they were called. I, I don't know who, it wasn't myself.

AY: It sounds like you were busy. You were just unintell

RS: Unintell

AY: Yeah. Someone called for medics, sometime from the minute you guys, you're in the bed of the truck to when he's down on the ground, right?

RS: Yes.

AY: Somebody called for medics. Anything else you can think ah...

WW: Unintell

AY: Oh yeah, oh before we get to that, yeah a good point. Anything else that we didn't ask you that you want to tell us that you think we should know?

RS: No.

AY: No? All right. For that, that concludes this part now the second part. Ah since ah, every, everybody was unintell with the exception of Corporal Klos' patrol vehicle when we arrived on scene. Oh, one other thing. At which point did ah, those two witnesses leave? Do you remember?

RS: It was, I'm not exact positive. It was while we were down after the, we had already pulled him out of the truck and we were on the ground with him. I, I know they, like I said, at some point I seen the ah, the, the female and her, and, and two small children, I believe they were her kids out, outside of the front of her car, in between her car and the truck kind of, you know not a great spot for have a couple of little kids too so I, I know they were, Sergeant Meeks went over and was speaking to her.

AY: Mmm hmm.

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RS: I don't know if he told her to leave, if he asked her to leave or anything that happened. I know he was, he had spoken with her. I heard him saying something about getting her name briefly. They left. I don't remember if, I don't remember if they left after he was on the gurney. I think they left before but I'm not positive.

AY: So it's fair to say that after the conversation they had with Sergeant Meeks, a short time later they left?

RS: Yes.

AY: Okay. Fine that's all for that. Now, were gonna focus our attention to the ah, the white [REDACTED] directly behind you? We ah, went ahead and drew up this diagram, very rough diagram of West 18th with the onramp to ah Civic Center and Harbor Drive. Umm and the trolley tracks would be running down here at, towards the bottom?

RS: Yes.

AY: Going from your left to the right and ah, can you please ah first start with ah, let's go with the red pen ah where ah the [REDACTED] and that other sedan were parked.

RS: Unintell

AY: The, you can be approximate yeah.

RS: So I put the [REDACTED] here.

AY: Okay.

RS: And then the, the sedan was right behind it.

AY: So, okay good, on the right side there oh so where was ah Sergeant Klos, I mean Corporal Klos' patrol vehicle? Do it on the blue. Is there blue there?

RS: No.

AY: Here unintell hold this. Alright Ryan.

RS: So when he came in, he came in and his car was...

AY: Oh okay.

RS: Roughly in here. So that's when he came back more towards the front of that car. He came around his.

AY: Okay what about you, your, your patrol car?

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RS: I came in so there ah, its right back here behind that, okay that's why I was at towards the, right there. I came out, I was more towards the back. I was still off to the left but more towards the back of the great great ah...

AY: With the, do you remember where ah the firefighters were parked? Give it to us in green please. The rig?

RS: I think the rig was just basically back here at that point but...

AY: Not too sure?

RS: A little approximate? No, not, not as sure, I mean positive about really positive right so really comfortable where we were but I'm not, I know they were back behind us, I think they were on the right side but I don't know all that and as much, I feel like they were back here.

AY: What about the ambulance using that same marker. If you unintell

RS: I think that that unintell ambulance either here or a little bit further back from rolling back to it in here.

AY: But it was up front, it was to the, towards...

RS: No it was, it was towards the back, yeah unintell

AY: Ah and ah, you understand that there was also a couple of other patrol units, maybe some unmarked cars. Can you use it in black and just show us where those were parked if you remember?

RS: I, I don't know.

AY: You don't?

RS: Just say for certain and ah, and ah there was other cars back in the back behind here so that someone blocked off the roadway but I, I don't know if any unintell

AY: That's very good actually.

WW: That, that makes it a lot easier.

AY: Makes it a lot easier. Cause none of that was there when we, when we got there.

WW: Klos' car, when we got there, Klos' car was the only thing there.

AY: Yeah.

RS: Yeah.

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AY: Unintell was gone, the engines were gone.

WW: Trying to, trying to picture this.

RS: Picture what it looks like?

WW: Yeah and it makes sense why you guys approached the way you did and, and, and makes plenty of sense.

AY: That's a lot unintell

WW: No I'm good, Ryan you did a heck of a job. Everything you said was, was right on with your report and a good job unintell

AY: Okay, this concludes the ah, the interview and the time is one forty.

End of tape.

INVESTIGATION CONTINUED

On 12-10-12, Detective Walters and I attempted to meet with Sergeant Meeks and Corporal Klos to conduct on camera interviews. Under the direction of their legal advisor they declined to provide a recorded statement.

On 12-10-12, Detective Walters and I met with [REDACTED] Mr. [REDACTED] is the Program Director of the Paramedic Training Program at Southwestern College, located at 8100 Gigantic Street in San Diego. Director [REDACTED] has been a paramedic for over 30 years. He has been teaching other paramedics on life saving measures since 1991. The reason for our meeting was to ask him if the amount of [REDACTED] could have been considered a lethal amount.

Director [REDACTED] explained to us [REDACTED] was a [REDACTED] In his 30 years of working the medical field, Director [REDACTED] has never known of a case where a patient expired due to [REDACTED]

Based on Director [REDACTED] training and experience, these are the steps a paramedic should take when a patient [REDACTED] and they lose a pulse.

- Apply medication [REDACTED]
- Recognize patient stops breathing
- Incubate him BBM bag
- Continue life saving measures

REPORTING OFFICER Ybarra	ID# 381	DIVISION INV	APPROVED BY Smith	ID# 334	DATE AND TIME OF REPORT 01/14/2014 09:07
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ORIGINAL - 01/24/2014

INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 90 OF 91	CASE NUMBER 1207248
CONTINUED FROM CRIME	BEAT 24	DISTRICT	DATE 12/1/2012 - 1/14/2014	DAY OF WEEK Sat - Tue	TIME 10:16
PRIMARY CODE SECTION PC 245A1 - Assault with a deadly weapon or instrument other than a firearm					
ADDITIONAL CODE SECTION(S)					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, Mount Laguna, CA 91950					

- Measure EKG
- If no pulse check leads to EKG
- Continue to resituate

In his professional opinion, Director [REDACTED] told me that the paramedics on scene did not do anything wrong or in violation of the San Diego County protocol.

On 12-20-12, Lieutenant Rounds handed me a copy of all of the radio traffic on NCPD channel-1 the day of the incident. The recording was recovered from the SDO Sheriff's Communications Center.

On January 22, 2013, I obtained a copy of the toxicology report from Bio-Tox Laboratories. The report read that Martinez' blood had tested POSITIVE for the following:

Amphetamines

- [REDACTED]
- [REDACTED]

Benzodiazepines

- [REDACTED]
- [REDACTED]

Please refer to the attached laboratory report for all of the details.

On 05/02/2013, I received an electronic copy of Martinez' autopsy report. Chief Deputy Medical Examiner, Dr. J. Lucas, certified Martinez' death as "complications of resuscitative cardiopulmonary arrest due to acute methamphetamine intoxication, and the manner of death as accident." Please refer to Dr. Lucas' complete autopsy report for detailed information.

On 05/14/2013, I returned the [REDACTED] to Corporal Klos. The two [REDACTED] were eventually return to our weapons safe to be designated as ready to issue.

On 09/04/2013, I met with Martinez' [REDACTED] at NCPD. I released Martinez' wallet and some of his personal belongings to her. They had been impounded under property barcode number I-0081498. I released the following items:

- (1) Black leather wallet
- (3) California identification cards # [REDACTED]
- (1) Visa for Manuel Martinez (last-4 on card of [REDACTED])
- (1) Visa US Bank for Manuel Martinez (last-4 on card of [REDACTED])
- (6) Discount club cards
- (1) Public library card
- (6) Color wallet sized photographs

I made color copies of all the items and later impounded the color copies as evidence at NCPD.

REPORTING OFFICER Ybarra	ID# 381	DIVISION INV	APPROVED BY Smith	ID# 334	DATE AND TIME OF REPORT 01/14/2014 09:07
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ORIGINAL - 01/24/2014

INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 91 OF 91	CASE NUMBER 1207248
CONTINUED FROM CRIME	BEAT 24	DISTRICT	DATE 12/1/2012 - 1/14/2014	DAY OF WEEK Sat - Tue	TIME 10:16
PRIMARY CODE SECTION PC 245A1 - Assault with a deadly weapon or instrument other than a firearm					
ADDITIONAL CODE SECTION(S)					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, Mount Laguna, CA 91950					

EVIDENCE

<u>Barcode Number</u>	<u>Description</u>
I-0085355	(1) R&I, Warrant #S12-244 for UCSD Medical Center
I-0085356	(1) R&I, Warrant #S12-245 for AMR
I-0085357	(1) R&I, Warrant #S12-246 for Paradise Valley Hospital
I-0085358	(6) Pages of AMR "patient care" report, Dated: 12/01/13
I-0086835	(7) copies of all the items impounded under barcode# I-0081498

SUPPLEMENTALS

Please refer to Officer Sakamoto's crime case report and supplemental reports from the following officers:

Lieutenant Rounds
 Sergeant Young
 Sergeant Cordero
 Detective Walters
 Detective Shephard
 Detective Villarias
 Detective Wilkins
 Detective Nagle
 Detective Webb
 Officer Dougherty
 Sergeant Meeks
 Corporal Klos
 Officer Stinnett
 Investigator DiZinno
 Officer Estabrook
 CSS Kirkendall
 Officer Barawed

End of Report

REPORTING OFFICER Ybarra	ID# 381	DIVISION INV	APPROVED BY Smith	ID# 334	DATE AND TIME OF REPORT 01/14/2014 09:07
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ORIGINAL - 01/24/2014

NATIONAL CITY POLICE DEPARTMENT
APPLICATION FOR RELEASE OF INFORMATION

PLEASE PRINT CLEARLY

Note: Incomplete or illegible information may cause a delay in processing your request.

Case #: 1207240

First Middle Last Area Code
Address: [REDACTED] NATIONAL CITY, CALIF. 91950
City State Zip

This will certify that as: ☐ Victim ☐ Driver ☐ Property Owner ☒ Party of Interest
☐ Pedestrian ☐ Passenger
☐ or representative of the above, who because of age or physical condition
prevents him/her from representing himself/herself, I have a proper interest in this accident/incident.

Signature [REDACTED] Date 12-23-2014

Type of Report Requested: ☐ Traffic Accident ☐ Domestic Violence ☐ Identity Theft
☐ Vehicle Theft, include the license plate number
☐ Other, explain below State / Number

Reason for Request: Report

Location of Accident/Incident: national city calif 24th

Date of Accident/Incident: 12-01-12 Name of persons involved: MANUEL MARTINEZ

Note: Incomplete or illegible information may cause a delay in processing your request.

INSURANCE COMPANY ONLY - COMPLETE THIS SECTION. YOU MUST PROVIDE A POLICY OR CLAIM NUMBER.

Company Name: Policy Number:

Address:

Requested by: Representing:

ATTORNEY OR AUTHORIZED INDIVIDUAL REPRESENTING INVOLVED PARTY - COMPLETE THIS SECTION.
YOU MUST PROVIDE A SIGNED AUTHORIZATION FROM THE INDIVIDUAL REPRESENTED.

This is to certify that I represent [REDACTED] who was a ☐ victim, ☐ property owner, ☐ driver, ☐ passenger, ☐ pedestrian, ☐ other, explain:

Firm Name:

Address:

Signature: Date:

DEPARTMENT USE ONLY

Identification: PP #: [REDACTED] State Number Verified by CLO Amount Paid:

Request Completed By: CC Date: 1/5/15 Request Released By: Date:

Other Notes: not entitled, mother of suspect only 1/5/15

mailed 3/5/15 ego

DEPARTAMENTO DE POLICÍA DE NATIONAL CITY
APLICACION PARA DAR INFORMACIÓN AL PUBLICO
POR FAVOR ESCRIBA LO MAS LEGIBLE POSIBLE

Nota: La información incompleta o ilegible puede causar retraso en el proceso de su petición.

NUMERO DE CASO #: _____

Nombre: _____
Primero Medio Ultimo

Teléfono: _____
Código de área

Dirección: _____
Ciudad Estado Código Postal

Esto certifica que siendo: ☐ Víctima ☐ Conductor ☐ Dueño de la Propiedad ☐ Peatón
☐ Pasajero ☐ Persona interesada en el reporte
☐ o representante de la persona involucrada, quien debido a la edad o
condición física le prohíbe representarse a sí mismo, tengo un interés especial en este accidente/incidente.

Firma _____

Fecha _____

Tipo de Reporte: ☐ Accidente de tráfico ☐ Violencia doméstica ☐ Robo de Identidad
☐ Robo de Vehículo, incluya el número de placas Estado / Número
☐ Otro, explique _____

Motivo de la solicitud: _____

Lugar (domicilio) del accidente ó incidente: _____

Fecha y Hora del accidente ó incidente: _____

Nombre de la/las personas involucradas: _____

Nota: Información incompleta o ilegible puede causar retraso en el proceso de su aplicación.

PARA USO EXCLUSIVO DEL PERSONAL

Identification: PP #: _____, DL/ID: _____, State _____, Number _____, Verified by: _____, Amount Paid: _____

Request Completed By: _____, Date: _____, Request Released By: _____, Date: _____

Other Notes: _____

INCIDENT NUMBER				RELATED REPORTS N	ADDNL PROPERTY N	ADDNL OFFENSES Y	SAN DIEGO REGIONAL CRIME / INCIDENT REPORT		PAGE 1 OF 10	CASE NUMBER 1207248
BEAT 24		DISTRICT				DATE 12/1/2012		DAY OF WEEK Sat		TIME 10:16
CODE SECTION AND DESCRIPTION (ONE INCIDENT ONLY) PC 245A1 - Assault with a deadly weapon or instrument other than a firearm										
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950										
<div style="display: flex; justify-content: space-between;"> <div> V <input type="checkbox"/> W <input type="checkbox"/> </div> <div> W-TYPE 06 </div> <div> VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION) </div> </div>										
RESIDENCE ADDRESS, CITY STATE ZIP										PHONE (Work)
RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE		RELATION TO: VICTIM SUSPECT	
STATUS		EMPLOYER / SCHOOL			OCCUPATION / RANK / GRADE			DAYS OFF	WORK HOURS	
BUSINESS ADDRESS, CITY STATE ZIP										PHONE (Mobile)
VW ASSIST										
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO, IF APPLICABLE)										
<div style="display: flex; justify-content: space-between;"> <div> V <input type="checkbox"/> W <input type="checkbox"/> </div> <div> W-TYPE </div> <div> VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION) Trolleyside Deli & Minimart </div> </div>										
RESIDENCE ADDRESS, CITY STATE ZIP										PHONE (Work)
RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE		RELATION TO: VICTIM SUSPECT	
STATUS		EMPLOYER / SCHOOL			OCCUPATION / RANK / GRADE			DAYS OFF	WORK HOURS	
BUSINESS ADDRESS, CITY STATE ZIP										VW ASSIST
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO, IF APPLICABLE)										
<div style="border: 1px solid black; padding: 5px; margin: 5px;"> <p>THE BEARER CERTIFIES THAT THE INFORMATION REQUESTED WILL NOT BE USED TO HARRASS, DEGRADE, OR HUMILIATE ANY PERSON. THE REQUESTING AGENCY OR PERSON HEREBY AGREES TO INDEMNIFY AND HOLD HARMLESS THE NATIONAL CITY POLICE DEPARTMENT AND THE CITY OF NATIONAL CITY FOR ANY LIABILITY ARISING OUT OF THE IMPROPER USE OF THE INFORMATION PROVIDED.</p> </div>										
TOTAL # OF WITNESSES AT CRIME: 9		PLACE OF ATTACK 1. Structure				DESCRIPTION OF SURROUNDING AREA 2. Business				
FORCE/TOOL/WEAPON Force		SPECIFY FIST				HOW USED PUNCHED				
FORCE/TOOL/WEAPON Force		SPECIFY HANDS				HOW USED PUSHED				
TYPE OF STRUCTURE Non-Residential 4. Convenience		POINT OF ENTRY 2. Front 6. Ground Level 8. Door		SECURITY USED 11. Photo/Camera		SUSPECT ACTIONS 1. Ate/Drank on Premises 22. Inflicted Injury 31. Pushed/Shoved Victim 33. Ransacked 36. Smoked on Premises 60. HIT VICTIM 60. STRUCK VICTIM 60. TOOK FOOD 60. TOOK PROPERTY				
TARGET(S) 3. Display Item(s) 5. Person		TYPE OF LOCK ATTACKED 9. N/A								
PROPERTY	ITEM NO.	ARTICLE NAME	STOLEN RECD	IDENTIFICATION NUMBERS	BRAND, MAKE OR MANUFACTURER	MODEL NAME AND MODEL NUMBER	MISCELLANEOUS DESCRIPTION			VALUE
	1	CIGARETTES	1		CAMEL		Unfiltered			\$6.00
	2	LIGHTER	1		BIC		Blue Lighter			\$1.75
	3	BEVERAGE	1		Monster		Lo Carb Energy Drink			\$2.49
	4									
ADMIN	VICTIM INJURED Y		EXTENT OF TREATMENT None			SUSPECT IN CUSTODY Probably Adult				
	REPORTING OFFICER Sakamoto		ID# 439	DIVISION		APPROVED BY Ybarra		ID# 381	DATE AND TIME OF REPORT 12/01/2012 12:40	
	DETECTIVE(S) ASSIGNED		ID#	DIVISION		CASE STATUS Priority A		AGENCY NC	CRIME TYPE PC 245A1	

ADDED
12/5/2012
12:40

INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 7 OF 10	CASE NUMBER 1207248
CONTINUED FROM CRIME	BEAT 24	DISTRICT	DATE 12/01/2012	DAY OF WEEK Sat	TIME 10:16
PRIMARY CODE SECTION PC 245A1 - Assault with a deadly weapon or instrument other than a firearm					
ADDITIONAL CODE SECTION(S) PC 212.5(C) - ROBBERY: SECOND DEGREE; PC 69 - OBSTRUCT/RESIST EXEC OFFICER					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					

SYNOPSIS:

Manuel Martinez (Suspect) entered the Trolley Side Deli & Minimart located at 530 W. 21st Street in National City. Martinez went behind the front counter and punched the Victim at least two times on the right side of his face forcing the Victim to the back room resulting in complaint of pain to his left cheek. Martinez pushed the Victim against a freezer resulting in scrapes on the Victim's shins and complaint of pain to his elbows. Martinez then threw a laptop computer striking the Victim on the back of his head.

Martinez ran to the customer area and tipped over several shelves. As the Victim ran outside for help, Martinez took a pack Camel cigarettes and a lighter from the display rack, opened the pack and lit a cigarette. Martinez also took a beverage from the display which he drank as police arrived on scene.

Martinez fled through the rear of the store and ran northbound along the train tracks to W. 18th Street where he was taken into custody. Martinez was taken to UCSD Medical Center for medical treatment.

As a result of Martinez' violent behavior during his apprehension, Officer Stinnett and Corporal Klos sustained some injuries.

ORIGIN:

On 12/01/12, at about 1016 hours, I responded to a call of an Armed Robbery in progress at the Trolley Side Deli & Minimart located at 530 W. 21st Street in National City. NCPD Dispatch advised over police radio that the Suspect was reportedly armed with a knife or gun and was still inside the business and unknown injuries to the Victim. The Suspect was described as a White or Hispanic male in his 30's, with tattoos, wearing a white t-shirt and blue pants.

REPORTING OFFICER Sakamoto	ID# 439	DIVISION	APPROVED BY Ybarra	ID# 381	DATE AND TIME OF REPORT 12/01/2012 12:43
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ORIGINAL - 12/05/2012

INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 1 OF 3	CASE NUMBER 1207248
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT	DISTRICT	DATE 12/1/2012	DAY OF WEEK Sat	TIME
PRIMARY CODE SECTION PC 211 - ROBBERY					
ADDITIONAL CODE SECTION(S) PC 69 - OBSTRUCT/RESIST OFFICER; PC 245A1 - ADW					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST 91950					

SUPPLEMENTAL REPORT:

On 12/1/2012, I was on duty as a National City Police corporal. I was in full uniform and driving a marked police car. At about 1018 hours, I responded to assist with a robbery call at the deli in the 24th Street Trolley Station's parking lot. Per the CAD incident, a white male with tattoos, wearing a white shirt and blue pants, was barricaded inside the business and armed with a knife. There was also a broadcast about someone being shot or stabbed. I responded [REDACTED] from the Plaza Bonita mall.

Upon my arrival at W. 22nd Street & Wilson Avenue a few minutes later, I heard units broadcast that the suspect was running northbound along the tracks. I drove north on Wilson Avenue, but my view of the tracks was blocked by large buildings on the west side of the street. I broadcast that I was going to go onto the freeway in an attempt to observe the suspect. A moment later, while in the 1800 block of Wilson Avenue, I saw the suspect running northbound along the tracks. The suspect continued running northbound, now on the train bridge that crosses over W. 18th Street.

I drove west on W. 18th Street, then north on the ramp leading to the Civic Center off-ramp from northbound I-5. I paused momentarily at the bottom of the ramp because I could no longer see the suspect. Stopped ahead of me, on the right shoulder of the ramp, were two vehicles with people in/around them. The vehicles were parked one in front of the other; a pickup was in front (north of) the other vehicle.

The suspect, later identified as Manuel Martinez, ran from the train tracks down to where the vehicles were. I thought that Martinez was going to carjack one of the vehicles because of the way he ran directly toward them. Instead, Martinez jumped head-first into the bed of the pickup. I stopped my police car in the middle of the ramp and ran up to the left side of the pickup. I drew my [REDACTED] and pointed it at Martinez, who was lying on his back. I ordered Martinez not to move and to show me his hands.

At about this time, Officer Stinnet arrived and climbed into the truck bed to arrest Martinez. We ordered Martinez to lie face down and he complied. As Officer Stinnet began handcuffing Martinez' right hand, Martinez secreted his left hand under his body near his waistband. I ordered Martinez to show his hand but he did not comply. I grabbed Martinez' wrist but he resisted by holding it under him. I feared that Martinez was going to retrieve a weapon from his waistband to assault me and/or Officer Stinnet. [REDACTED] Martinez several times in his left side in order [REDACTED] and to get him to comply and present his hand. [REDACTED] were unsuccessful and Martinez did not comply. I drew my [REDACTED] and [REDACTED] Martinez several times in the upper left arm, in order to distract him and to get him to comply and present his hand. [REDACTED] were also unsuccessful, as

REPORTING OFFICER Klos	ID# 347	DIVISION PAT	APPROVED BY Ybarra	ID# 381	DATE AND TIME OF REPORT 12/01/2012 21:17
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ORIGINAL - 12/05/2012

INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 2 OF 3	CASE NUMBER 1207248
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT	DISTRICT	DATE 12/1/2012	DAY OF WEEK Sat	TIME
PRIMARY CODE SECTION PC 211 - ROBBERY					
ADDITIONAL CODE SECTION(S) PC 69 - OBSTRUCT/RESIST OFFICER; PC 245A1 - ADW					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST 91950					

Martinez still did not comply, and kept his hand under him at his waist. I administered several jabs from [REDACTED] to the area of Martinez' left back. Sergeant Meeks, who had arrived on scene, used his [REDACTED] in [REDACTED] mode to get Martinez to comply. The [REDACTED] and [REDACTED] were ultimately successful and Martinez eventually produced his hand and was handcuffed.

When we lifted Martinez up off the bed of the truck, I saw that his face was bloody. I radioed for fire and medics to respond to evaluate Martinez. Officer Stinnet and I walked Martinez from the truck to the right side of my police car. We placed Martinez' upper body over the hood of my police car with Martinez' feet on the ground. I began patting down Martinez' left side and I removed his left shoe. Officer Stinnet was on Martinez' right side. Officer Stinnet and I then switched sides. At about this time during the pat down, Martinez reached into his waistband and rigidly tensed his arms and body. I attempted to control Martinez against the side of the car but he was turning and tightening his arms and body while reaching into his waistband. Because Martinez had not been fully searched, I once again feared that his movements into his waistband were to retrieve a weapon to assault us.

We took Martinez to the ground to the right of my police car. I [REDACTED] Martinez was lifting himself up off the ground even with my application of weight. I told Martinez to stop resisting and applied a mandibular angle pressure point, which was unsuccessful and discontinued. Martinez continued reaching into his waistband, twisting, and had now begun repeatedly saying, "I have a weapon!" and saying something similar to, "Do you know who I am?" I repeatedly told Martinez to stop resisting.

Because Martinez was now violently resisting and making statements that he had a weapon, and apparently trying to retrieve something from his waistband, I again feared that Martinez did have a weapon. I inserted my [REDACTED] in between Martinez' arms and used it as leverage in an attempt to get Martinez to move his hand out of his waistband. Sergeant Meeks also used his Taser in [REDACTED] mode on Martinez' wrist area in an attempt to get him to stop reaching into his waistband. This was effective and I kept my baton in this position of leverage until Martinez stopped violently resisting. During this time, officers attempted to secure Martinez' legs with a [REDACTED]. Sergeant Meeks asked for Martinez to be placed in hinged handcuffs. Since I carry a pair of these on my belt, I placed them on Martinez in addition to the chain handcuffs already on him.

Fire and medics brought up a gurney and we carried Martinez on to it. I assisted with placing the gurney's buckles over Martinez' chest and waist. I heard fire or medic personnel saying that Martinez had been [REDACTED]. Moments later I saw that Martinez' [REDACTED]. I saw medical personnel tilt Martinez' head back saying they were

REPORTING OFFICER Klos	ID# 347	DIVISION PAT	APPROVED BY Ybarra	ID# 381	DATE AND TIME OF REPORT 12/01/2012 21:17
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ORIGINAL - 12/05/2012

INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 3 OF 3	CASE NUMBER 1207248
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT	DISTRICT	DATE 12/1/2012	DAY OF WEEK Sat	TIME
PRIMARY CODE SECTION PC 211 - ROBBERY					
ADDITIONAL CODE SECTION(S) PC 69 - OBSTRUCT/RESIST OFFICER; PC 245A1 - ADW					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST 91950					

opening his airway, while another medic was checking Martinez' carotid pulse, saying that there was a pulse present. Medics cut off most of Martinez' clothes, which I later impounded.

Martinez was placed in the ambulance. A few moments later, I heard from Sergeant Meeks or Officer Stinnet that fire/medics were [REDACTED] on Martinez in the back of the ambulance. Sergeant Meeks directed me to take photographs of Martinez. I went to the ambulance, opened the rear doors, and saw fire and/or medic staff [REDACTED] on Martinez. I took one photograph before the ambulance started moving. Medics in the ambulance told the driver to stop because I had opened the doors. I was told that they needed to depart so I got down from the ambulance and it drove away to the hospital.

Later in the day, I, along with Sergeant Meeks, Officer Stinnet and Officer Estabrook and his K9 partner, checked (with negative results) the area north of the train tracks from the 24th Street trolley station looking for a weapon that may have been dropped by Martinez.

After checking the tracks, I retrieved [REDACTED] from the inside of my police car and gave it to Sergeant Leach.

As a result of the incident, I suffered soreness to my right hand, a small cut on my right index finger, and an abrasion to my left knee.

IMPOUNDED EVIDENCE:

Tag #I0081497: Martinez' pants, shoes, socks, and belt.

Tag #I0081498: Martinez' wallet and its contents and miscellaneous items.

Tag #I0081499: \$8.30 cash from Martinez' property.

Tag #I0081500: Photo CD containing the one photograph I took.

REPORTING OFFICER Klos	ID# 347	DIVISION PAT	APPROVED BY Ybarra	ID# 381	DATE AND TIME OF REPORT 12/01/2012 21:17
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ORIGINAL - 12/05/2012

INCIDENT NUMBER				RELATED REPORTS R	ADDN'L PROPERTY H	ADDN'L OFFENSES Y	SAN DIEGO REGIONAL CRIME / INCIDENT REPORT		PAGE 1 OF 10	CASE NUMBER 1207248
BEAT 24		DISTRICT				DATE 12/1/2012		DAY OF WEEK Sat		TIME 10:16
CODE SECTION AND DESCRIPTION (ONE INCIDENT ONLY) PC 245A1 - Assault with a deadly weapon or instrument other than a firearm										
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950										
CRIME	V	W-TYPE	VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)							
	W	06								
	RESIDENCE ADDRESS, CITY STATE ZIP								PHONE (Work)	
VICTIM / WITNESS	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE	RELATION TO: VICTIM SUSPECT	
	W	M		DL		SS		No		
	STATUS EMPLOYER/SCHOOL					OCCUPATION / RANK / GRADE			DAYS OFF	WORK HOURS
	E Trolleyside Deli & Minimart					Clerk			Sun - Sun	Vary
	BUSINESS ADDRESS, CITY STATE ZIP								PHONE (Mobile)	
530 W 21ST ST, NATIONAL CITY, CA 91950										N
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)										
VICTIM / WITNESS	V	W-TYPE	VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)							
	W		Trolleyside Deli & Minimart							
	RESIDENCE ADDRESS, CITY STATE ZIP								PHONE (Work)	
	530 W 21ST ST, NATIONAL CITY, CA 91950									
RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE	RELATION TO: VICTIM SUSPECT		
							No			
STATUS EMPLOYER/SCHOOL					OCCUPATION / RANK / GRADE			DAYS OFF	WORK HOURS	
BUSINESS ADDRESS, CITY STATE ZIP								PHONE		VW ASSIST
										N
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)										
M.O. INFORMATION	TOTAL # OF WITNESSES AT CRIME: 9		PLACE OF ATTACK 1. Structure			DESCRIPTION OF SURROUNDING AREA 2. Business				
	FORCE/TOOL/WEAPON Force		SPECIFY FIST			HOW USED PUNCHED				
	FORCE/TOOL/WEAPON Force		SPECIFY HANDS			HOW USED PUSHED				
	TYPE OF STRUCTURE Non-Residential 4. Convenience		POINT OF ENTRY 2. Front 6. Ground Level 8. Door		SECURITY USED 11. Photo/Camera		SUSPECT ACTIONS 1. Ate/Drank on Premises 22. Inflicted Injury 31. Pushed/Shoved Victim 33. Ransacked 36. Smoked on Premises 60. HIT VICTIM 60. STRUCK VICTIM 66. TOOK FOOD 66. TOOK PROPERTY			
	TARGET(S) 3. Display Item(s) 5. Person		TYPE OF LOCK ATTACKED 9. N/A							
PROPERTY	ITEM NO.	ARTICLE NAME	STOLEN RECVD	IDENTIFICATION NUMBERS	BRAND, MAKE OR MANUFACTURER	MODEL NAME AND MODEL NUMBER	MISCELLANEOUS DESCRIPTION		VALUE	
	1	CIGARETTES	1		CAMEL		Unfiltered		\$6.00	
	2	LIGHTER	1		BIC		Blue Lighter		\$1.75	
	3	BEVERAGE	1		Monster		Lo Carb Energy Drink		\$2.49	
	4									
ADMIN	VICTIM INJURED Y		EXTENT OF TREATMENT None			SUSPECT IN CUSTODY Probably Adult				
	REPORTING OFFICER Sakamoto		ID# 439	DIVISION		APPROVED BY Ybarra		ID# 381	DATE AND TIME OF REPORT 12/01/2012 12:43	
	DETECTIVE(S) ASSIGNED		ID#	DIVISION		CASE STATUS Priority A		AGENCY NC	CRIME TYPE PC 245A1	

ADJIS
Date 2/1/13

INCIDENT NUMBER						PAGE 2 OF 10		CASE NUMBER 1207248	
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SUSPECT	ARRESTED N		SUSPECT'S NAME (LAST, FIRST MIDDLE) Martinez, Manuel Tomas									
	NICKNAME / AKA				ID TYPE DL	ID NUMBER [REDACTED]		ID TYPE II	ID NUMBER [REDACTED]			
	ADDRESS, CITY STATE ZIP (Home) [REDACTED]								PHONE [REDACTED]			
	RACE H	SEX M	AGE [REDACTED]	DATE OF BIRTH [REDACTED]	HEIGHT 6'00"-6'01"	WEIGHT 170-180	BUILD THIN - NORM	HAIR BRO	EYE XXX			
	ADDITIONAL INFORMATION / FURTHER SUSPECT DESCRIPTION (I.E. GLASSES, TATTOOS, TEETH, BIRTHMARKS, JEWELRY, SCARS, ETC.) TT: Left Shoulder - circular design											
	SUSPECT CLOTHING White Tank Top, Light Blue Jeans											
	HAIR LGTH/TYPE 5. Short 3. Thick		HAIR STYLE 1. Afro/Natural		FACIAL HAIR 1. Clean Shaven		COMPLEXION 4. Light		GEN APPEARANCE 1. Casual		DEMEANOR 10. Violent	
	SPEECH 0. Unknown		VOICE 0. Unknown									
	SUSPECT VEHICLE	YEAR	MAKE		MODEL		COLOR / COLOR		BODY TYPE		LICENSE NO.	LIC STATE
	ADDITIONAL VEHICLE IDENTIFIERS (DAMAGE, CHROME WHEELS, ETC.)						VIN		IMPOUND? / TOWING COMPANY			

SUSPECT	ARRESTED		SUSPECT'S NAME (LAST, FIRST MIDDLE)									
	NICKNAME / AKA				ID TYPE	ID NUMBER		ID TYPE	ID NUMBER			
	ADDRESS, CITY STATE ZIP								PHONE			
	RACE	SEX	AGE	DATE OF BIRTH	HEIGHT	WEIGHT	BUILD	HAIR	EYE			
	ADDITIONAL INFORMATION / FURTHER SUSPECT DESCRIPTION (I.E. GLASSES, TATTOOS, TEETH, BIRTHMARKS, JEWELRY, SCARS, ETC.)											
	SUSPECT CLOTHING											
	HAIR LGTH/TYPE		HAIR STYLE		FACIAL HAIR		COMPLEXION		GEN APPEARANCE		DEMEANOR	
	SPEECH		VOICE									
	SUSPECT VEHICLE	YEAR	MAKE		MODEL		COLOR / COLOR		BODY TYPE		LICENSE NO.	LIC STATE
	ADDITIONAL VEHICLE IDENTIFIERS (DAMAGE, CHROME WHEELS, ETC.)						VIN		IMPOUND? / TOWING COMPANY			

EVID/NARR	SEE ATTACHED FORMS FOR EVIDENCE, NARRATIVE, AND OTHER SUPPLEMENTAL INFORMATION.										
	ADDITIONAL VIOLATIONS PC 212.5(C) - ROBBERY: SECOND DEGREE; PC 69 - OBSTRUCT/RESIST EXEC OFFICER										WITNESS CHECK Y
											ADDITIONAL PERSONS LISTED N

OAK	OFFICER ASSAULT		OAK ZZ	OFFICERS WITH PERSONAL INJURY		OFFICERS WITHOUT PERSONAL INJURY		ACTIVITY WHEN ASSAULT OCCURRED		
	ARSON TYPE			CONTENT LOSS		STRUCTURE LOSS		ABANDONED		
	DESCRIPTION									

ARSON	REPORTING OFFICER S. Amoto		ID# 439	DIVISION	APPROVED BY Ybarra	ID# 381	DATE AND TIME OF REPORT 12/01/2012 12:43	
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INCIDENT NUMBER		SAN DIEGO REGIONAL ADDITIONAL VICTIMS/WITNESSES/OTHERS				PAGE 3 OF 10	CASE NUMBER 1207248
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					BEAT 24	DISTRICT	DATE 12/1/2012

VICTIM / WITNESS	V	W-TYPE	VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)							
	W	DC	06							
	RESIDENCE ADDRESS, CITY STATE ZIP								PHONE (Work)	
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE	RELATION TO: VICTIM SUSPECT	
	W	M		DL		SS		No		
	STATUS	EMPLOYER / SCHOOL				OCCUPATION / RANK / GRADE		DAYS OFF	WORK HOURS	
	E	Trolleyside Deli & Minimart				Clerk		Sun - Sun	Vary	
BUSINESS ADDRESS, CITY STATE ZIP								PHONE (Mobile)		
530 W 21ST ST, NATIONAL CITY, CA 91950										
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)								VW ASSIST N		

VICTIM / WITNESS	V	W-TYPE	VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)							
	W		Trolleyside Deli & Minimart							
	RESIDENCE ADDRESS, CITY STATE ZIP								PHONE (Work)	
	530 W 21ST ST, NATIONAL CITY, CA 91950									
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE	RELATION TO: VICTIM SUSPECT	
								No		
	STATUS	EMPLOYER / SCHOOL				OCCUPATION / RANK / GRADE		DAYS OFF	WORK HOURS	
BUSINESS ADDRESS, CITY STATE ZIP								PHONE		
								VW ASSIST N		
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)										

VICTIM / WITNESS	W-TYPE	VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)								
	W	16	Sakamoto, Officer							
	RESIDENCE ADDRESS, CITY STATE ZIP								PHONE (Work)	
									(619) 336-4411	
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE	RELATION TO: VICTIM SUSPECT	
				NC	439			No		
	STATUS	EMPLOYER / SCHOOL				OCCUPATION / RANK / GRADE		DAYS OFF	WORK HOURS	
	E	City of National City				Police Officer		Vary	Vary	
BUSINESS ADDRESS, CITY STATE ZIP								PHONE		
1200 NATIONAL CITY BL, NATIONAL CITY, CA 91950										
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)								VW ASSIST N		

VICTIM / WITNESS	W-TYPE	VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)								
	W	16	Young, Sergeant							
	RESIDENCE ADDRESS, CITY STATE ZIP								PHONE (Work)	
									(619) 336-4411	
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE	RELATION TO: VICTIM SUSPECT	
				NC	365			No		
	STATUS	EMPLOYER / SCHOOL				OCCUPATION / RANK / GRADE		DAYS OFF	WORK HOURS	
	E	City of National City				Sergeant		Vary	Vary	
BUSINESS ADDRESS, CITY STATE ZIP								PHONE		
1200 NATIONAL CITY BL, NATIONAL CITY, CA 91950										
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)								VW ASSIST N		

ARJIS

By: _____

Date: _____

REPORTING OFFICER Sakamoto	ID# 439	DIVISION	APPROVED BY Ybarra	ID# 381	DATE AND TIME OF REPORT 12/01/2012 12:43
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INCIDENT NUMBER		SAN DIEGO REGIONAL ADDITIONAL VICTIMS/WITNESSES/OTHERS				PAGE 4 OF 10		CASE NUMBER 1207248	
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950						BEAT 24	DISTRICT	DATE 12/1/2012	

VICTIM / WITNESS	<input type="checkbox"/> W-TYPE		VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)								
	<input checked="" type="checkbox"/> W		16		Dizinno, Detective						
	RESIDENCE ADDRESS, CITY STATE ZIP								PHONE (Work) (619) 336-4411		
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE	RELATION TO: VICTIM SUSPECT		
				NC	926			No			
	STATUS		EMPLOYER / SCHOOL				OCCUPATION / RANK / GRADE		DAYS OFF		WORK HOURS
	E		City of National City				Detective		Vary		Vary
	BUSINESS ADDRESS, CITY STATE ZIP 1200 NATIONAL CITY BL, NATIONAL CITY, CA 91950								PHONE		V/W ASSIST N
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)											

VICTIM / WITNESS	<input type="checkbox"/> W-TYPE		VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)								
	<input checked="" type="checkbox"/> W		16		Weeks, Sergeant						
	RESIDENCE ADDRESS, CITY STATE ZIP								PHONE (Work) (619) 336-4411		
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE	RELATION TO: VICTIM SUSPECT		
				NC	375			No			
	STATUS		EMPLOYER / SCHOOL				OCCUPATION / RANK / GRADE		DAYS OFF		WORK HOURS
	E		City of National City				Sergeant		Vary		Vary
	BUSINESS ADDRESS, CITY STATE ZIP 1200 NATIONAL CITY BL, NATIONAL CITY, CA 91950								PHONE		V/W ASSIST N
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)											

VICTIM / WITNESS	<input type="checkbox"/> W-TYPE		VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)								
	<input checked="" type="checkbox"/> W		16		Klos, Corporal						
	RESIDENCE ADDRESS, CITY STATE ZIP								PHONE (Work) (619) 336-4411		
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE	RELATION TO: VICTIM SUSPECT		
				NC	347			No			
	STATUS		EMPLOYER / SCHOOL				OCCUPATION / RANK / GRADE		DAYS OFF		WORK HOURS
	E		City of National City				Corporal		Vary		Vary
	BUSINESS ADDRESS, CITY STATE ZIP 1200 NATIONAL CITY BL, NATIONAL CITY, CA 91950								PHONE		V/W ASSIST N
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)											

VICTIM / WITNESS	<input type="checkbox"/> W-TYPE		VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)								
	<input checked="" type="checkbox"/> W		16		Walters, Detective						
	RESIDENCE ADDRESS, CITY STATE ZIP								PHONE (Work) (619) 336-4411		
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE	RELATION TO: VICTIM SUSPECT		
				NC	398			No			
	STATUS		EMPLOYER / SCHOOL				OCCUPATION / RANK / GRADE		DAYS OFF		WORK HOURS
	E		City of National City				Detective		Vary		Vary
	BUSINESS ADDRESS, CITY STATE ZIP 1200 NATIONAL CITY BL, NATIONAL CITY, CA 91950								PHONE		V/W ASSIST N
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)											

ARJIS
 By: _____
 Date: _____

REPORTING OFFICER Sakamoto		ID# 439	DIVISION	APPROVED BY Ybarra	ID# 381	DATE AND TIME OF REPORT 12/01/2012 12:43
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INCIDENT NUMBER		SAN DIEGO REGIONAL ADDITIONAL VICTIMS/WITNESSES/OTHERS				PAGE 5 OF 10		CASE NUMBER 1207248	
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950						BEAT 24	DISTRICT	DATE 12/1/2012	

VICTIM / WITNESS	<input type="checkbox"/> W-TYPE		VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)								
	<input checked="" type="checkbox"/> W		16		Ybarra, Detective						
	RESIDENCE ADDRESS, CITY STATE ZIP								PHONE (Work) (619) 336-4411		
	RACE	SEX	DATE OF BIRTH	ID TYPE NC	ID NUMBER 381	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE No	RELATION TO: VICTIM SUSPECT		
	STATUS E	EMPLOYER / SCHOOL City of National City				OCCUPATION / RANK / GRADE Detective		DAYS OFF Vary	WORK HOURS Vary		
	BUSINESS ADDRESS, CITY STATE ZIP 1200 NATIONAL CITY BL, NATIONAL CITY, CA 91950							PHONE	VW ASSIST N		
	ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)										
VICTIM / WITNESS	<input type="checkbox"/> W-TYPE		VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)								
	<input checked="" type="checkbox"/> W		12		Kirkendall, CSS						
	RESIDENCE ADDRESS, CITY STATE ZIP								PHONE (Work) (619) 336-4411		
	RACE	SEX	DATE OF BIRTH	ID TYPE NC	ID NUMBER 4756	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE No	RELATION TO: VICTIM SUSPECT		
	STATUS E	EMPLOYER / SCHOOL City of National City				OCCUPATION / RANK / GRADE Crime Scene Specialist		DAYS OFF Vary	WORK HOURS Vary		
	BUSINESS ADDRESS, CITY STATE ZIP 1200 NATIONAL CITY BL, NATIONAL CITY, CA 91950							PHONE	VW ASSIST N		
	ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)										
VICTIM / WITNESS	<input type="checkbox"/> W-TYPE		VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)								
	<input type="checkbox"/>										
	RESIDENCE ADDRESS, CITY STATE ZIP								PHONE		
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE	RELATION TO: VICTIM SUSPECT		
	STATUS	EMPLOYER / SCHOOL				OCCUPATION / RANK / GRADE		DAYS OFF	WORK HOURS		
	BUSINESS ADDRESS, CITY STATE ZIP							PHONE	VW ASSIST		
	ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)										
VICTIM / WITNESS	<input type="checkbox"/> W-TYPE		VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)								
	<input type="checkbox"/>										
	RESIDENCE ADDRESS, CITY STATE ZIP								PHONE		
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE	RELATION TO: VICTIM SUSPECT		
	STATUS	EMPLOYER / SCHOOL				OCCUPATION / RANK / GRADE		DAYS OFF	WORK HOURS		
	BUSINESS ADDRESS, CITY STATE ZIP							PHONE	VW ASSIST		
	ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)										

ARJIS

by: *[Signature]*

2012

REPORTING OFFICER Sakamoto	ID# 439	DIVISION	APPROVED BY Ybarra	ID# 381	DATE AND TIME OF REPORT 12/01/2012 12:43
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INCIDENT NUMBER		SAN DIEGO REGIONAL EVIDENCE REPORT		PAGE 6 OF 10		CASE NUMBER 1207248	
LOCATION OF INCIDENT ADDRESS CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950				BEAT 24	DISTRICT	DATE 12/1/2012	
EVIDENCE COLLECTION ADDRESS CITY STATE ZIP				ATTEMPTED TO LOCATE PHYSICAL EVIDENCE Y		ATTEMPTED TO LOCATE LATENT N	
TYPE Photos	QTY 1	LOCATION FOUND scene	OFFICER Dizinno		ID# 926		
MAKE (BRAND / MANUFACTURER)		DESCRIPTION CD-R Digital Photos	DISPOSITION Impounded				
MODEL (NAME / NUMBER)		HOW MARKED / COMMENT CS439, 12/01/12, 1207248	ID TYPE / NUMBER None		TAG NUMBER 10081482		
TYPE	QTY	LOCATION FOUND	OFFICER		ID#		
MAKE (BRAND / MANUFACTURER)		DESCRIPTION	DISPOSITION				
MODEL (NAME / NUMBER)		HOW MARKED / COMMENT	ID TYPE / NUMBER		TAG NUMBER		
TYPE	QTY	LOCATION FOUND	OFFICER		ID#		
MAKE (BRAND / MANUFACTURER)		DESCRIPTION	DISPOSITION				
MODEL (NAME / NUMBER)		HOW MARKED / COMMENT	ID TYPE / NUMBER		TAG NUMBER		
TYPE	QTY	LOCATION FOUND	OFFICER		ID#		
MAKE (BRAND / MANUFACTURER)		DESCRIPTION	DISPOSITION				
MODEL (NAME / NUMBER)		HOW MARKED / COMMENT	ID TYPE / NUMBER		TAG NUMBER		
TYPE	QTY	LOCATION FOUND	OFFICER		ID#		
MAKE (BRAND / MANUFACTURER)		DESCRIPTION	DISPOSITION				
MODEL (NAME / NUMBER)		HOW MARKED / COMMENT	ID TYPE / NUMBER		TAG NUMBER		
TYPE	QTY	LOCATION FOUND	OFFICER		ID#		
MAKE (BRAND / MANUFACTURER)		DESCRIPTION	DISPOSITION				
MODEL (NAME / NUMBER)		HOW MARKED / COMMENT	ID TYPE / NUMBER		TAG NUMBER		
TYPE	QTY	LOCATION FOUND	OFFICER		ID#		
MAKE (BRAND / MANUFACTURER)		DESCRIPTION	DISPOSITION				
MODEL (NAME / NUMBER)		HOW MARKED / COMMENT	ID TYPE / NUMBER		TAG NUMBER		
TYPE	QTY	LOCATION FOUND	OFFICER		ID#		
MAKE (BRAND / MANUFACTURER)		DESCRIPTION	DISPOSITION				
MODEL (NAME / NUMBER)		HOW MARKED / COMMENT	ID TYPE / NUMBER		TAG NUMBER		
TYPE	QTY	LOCATION FOUND	OFFICER		ID#		
MAKE (BRAND / MANUFACTURER)		DESCRIPTION	DISPOSITION				
MODEL (NAME / NUMBER)		HOW MARKED / COMMENT	ID TYPE / NUMBER		TAG NUMBER		
TYPE	QTY	LOCATION FOUND	OFFICER		ID#		
MAKE (BRAND / MANUFACTURER)		DESCRIPTION	DISPOSITION				
MODEL (NAME / NUMBER)		HOW MARKED / COMMENT	ID TYPE / NUMBER		TAG NUMBER		
REPORTING OFFICER Sakamoto		ID# 439	DIVISION		APPROVED BY Ybarra	ID# 381	DATE AND TIME OF REPORT 12/01/2012 12:43

INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 7 OF 10	CASE NUMBER 1207248
CONTINUED FROM CRIME	BEAT 24	DISTRICT	DATE 12/01/2012	DAY OF WEEK Sat	TIME 10:16
PRIMARY CODE SECTION PC 245A1 - Assault with a deadly weapon or instrument other than a firearm					
ADDITIONAL CODE SECTION(S) PC 212.5(C) - ROBBERY; SECOND DEGREE; PC 69 - OBSTRUCT/RESIST EXEC OFFICER					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					

SYNOPSIS:

Manuel Martinez (Suspect) entered the Trolley Side Deli & Minimart located at 530 W. 21st Street in National City. Martinez went behind the front counter and punched the Victim at least two times on the right side of his face forcing the Victim to the back room resulting in complaint of pain to his left cheek. Martinez pushed the Victim against a freezer resulting in scrapes on the Victim's shins and complaint of pain to his elbows. Martinez then threw a laptop computer striking the Victim on the back of his head.

Martinez ran to the customer area and tipped over several shelves. As the Victim ran outside for help, Martinez took a pack Camel cigarettes and a lighter from the display rack, opened the pack and lit a cigarette. Martinez also took a beverage from the display which he drank as police arrived on scene.

Martinez fled through the rear of the store and ran northbound along the train tracks to W. 18th Street where he was taken into custody. Martinez was taken to UCSD Medical Center for medical treatment.

As a result of Martinez' violent behavior during his apprehension, Officer Stinnett and Corporal Klos sustained some injuries.

ORIGIN:

On 12/01/12, at about 1016 hours, I responded to a call of an Armed Robbery in progress at the Trolley Side Deli & Minimart located at 530 W. 21st Street in National City. NCPD Dispatch advised over police radio that the Suspect was reportedly armed with a knife or gun and was still inside the business and unknown injuries to the Victim. The Suspect was described as a White or Hispanic male in his 30's, with tattoos, wearing a white t-shirt and blue pants.

INVESTIGATION:

Sergeant Young advised over his police radio he had the Suspect, later identified by his California Identification Card as Manuel Martinez (REDACTED), who was barricaded inside the rear of the Trolley Side Deli & Minimart at gunpoint.

Upon arrival, I saw Sergeant Young with weapon drawn in front of business and went to his location. Sergeant Young advised there may be an exit to the northwest of the building. See Sergeant Young's Supplemental Report for further details.

I went along the trolley train tracks on the Westside of the building to search for a possible exit. Detective Dizinno acted as my (REDACTED) See Detective Dizzino's Supplemental Report for further details. As I approached the loading dock on the north side of the building, Sergeant Meeks, who was on the east side of the loading dock, advised he saw Martinez exit the building and was inside the loading dock. See Sergeant Meeks' Supplemental Report for further details. As I scanned the area, Detective Dizinno advised Martinez was north of my position. I looked north along the train tracks and saw Martinez running northbound about 50 yards in front of me. Detective Dizinno and I trailed Martinez and put out his direction of travel.

REPORTING OFFICER Sakamoto	ID# 439	DIVISION	APPROVED BY Ybarra	ID# 381	DATE AND TIME OF REPORT 12/01/2012 12:43
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ORIGINAL - 12/05/2012

INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 8 OF 10	CASE NUMBER 1207248
CONTINUED FROM CRIME	BEAT 24	DISTRICT	DATE 12/01/2012	DAY OF WEEK Sat	TIME 10:16
PRIMARY CODE SECTION PC 245A1 - Assault with a deadly weapon or instrument other than a firearm					
ADDITIONAL CODE SECTION(S) PC 212.5(C) - ROBBERY; SECOND DEGREE; PC 69 - OBSTRUCT/RESIST EXEC OFFICER					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					

As he arrived at the W. 18th Street overpass, Martinez went into the bushes on the west side of the tracks. Shortly there after, Corporal Klos advised he was taking Martinez into custody. See Corporal Klos' Supplemental Report for further details.

Detective Dizinno and I returned to the scene. While en route back to the scene, I heard Sergeant Meeks say over police radio Martinez was continuing to fight officers.

Detective Dizinno took digital photos of the scene and the Victim's injuries which he gave to me. I, later at NCPD, transferred the photos to CD-R and impounded it for evidence.

I contacted the Victim, identified by his California Driver License as [REDACTED] documented his statement. [REDACTED] stated Martinez punched him at least two (2) times on his left cheek resulting in redness and swelling. Martinez pushed [REDACTED] causing him to fall against a freezer hitting his right cheek, both elbows, and both shins. Martinez also threw [REDACTED] laptop computer at him which hit [REDACTED] in a unknown location. I saw redness on [REDACTED] right cheek. [REDACTED] had complaint of pain to both of his elbows, scrapes on both his shins and a cut about one inch in length on his right index finger.

[REDACTED] stated during the incident, Martinez took a pack of Camel unfiltered cigarettes and a blue BIC lighter from the display rack and smoked a cigarette. I looked on the front counter and saw a pack of Camel unfiltered cigarettes with one (1) cigarette missing and a blue BIC lighter. Martinez also advised Martinez took and drank a blue Monster Energy Drink. I looked in the back room and saw an open blue can of Monster Lo-Carb Energy Drink on the counter. [REDACTED] can identify Martinez if seen again.

Sergeant Meeks directed me to lock down the scene for detectives and crime scene specialists. See Detective Ybarra's Report and CSS Kirkendall's Supplemental Report for further details. I put up crime scene tape blocking the front and rear of the business and assumed duties of scene security/scribe. I documented scene access as follows:

1410 hours - Det. Dizinno and M. Hermiz enter scene to front doorway re camera coverage.
1445 hours - CSS Kirkendall entered scene
1456 hours - Det. Wilkins entered scene
1457 hours - Lt. Tellez entered scene
1547 hours - Det. Walters and Det. Ybarra entered scene.
1650 hours - All units clear scene. Scene released to Victim.

During this time, I also stood by with [REDACTED] until Detective Walters transported him to NCPD for an interview.

BACKGROUND:

None.

STATEMENTS:

Statement of [REDACTED] (Victim):

REPORTING OFFICER Sakamoto	ID# 439	DIVISION	APPROVED BY Ybarra	ID# 381	DATE AND TIME OF REPORT 12/01/2012 12:43
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ORIGINAL - 12/05/2012

INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 9 OF 10	CASE NUMBER 1207248
CONTINUED FROM CRIME	BEAT 24	DISTRICT	DATE 12/01/2012	DAY OF WEEK Sat	TIME 10:16
PRIMARY CODE SECTION PC 245A1 - Assault with a deadly weapon or instrument other than a firearm					
ADDITIONAL CODE SECTION(S) PC 212.5(C) - ROBBERY: SECOND DEGREE; PC 69 - OBSTRUCT/RESIST EXEC OFFICER					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					

█████ stated that on 12/01/12, at about 1016 hours, he was working as a clerk at the Trolley Side Deli & Minimart located at 530 W. 21st Street in National City. █████ was at the refrigerator on the southwest of the business when the Suspect, identified as Manuel Martinez, entered the east front door and went to the front counter. █████ went behind the counter and asked Martinez, "May I help you?"

Martinez walked behind the front counter and approached █████. █████ told Martinez he was not supposed to be behind the counter. Martinez responded by punching █████ on the left cheek at least two (2) times causing █████ to stumble back and turn around. Martinez punched █████ on the back and pushed him through the doorway to the back room. █████ fell against a freezer hitting his right cheek on a shelf, both elbows and both shins on the freezer.

█████ picked up a hot plate from the backroom counter and held it up to block on-going punches by Martinez, moving it in an up-and-down motion. Martinez returned to the front counter, picked up █████ laptop computer and threw it at █████. █████ advised the laptop hit him, but at the time was unable to specify where it impacted him.

Martinez went to the customer area and tipped over shelves spilling merchandise all over the floor. █████ saw an opening and ran outside and asked by passers to call for help while still holding the hot plate. █████ looked through the south front door of the business and saw Martinez behind the front counter. Martinez took a pack of Camel unfiltered cigarettes from the display rack and opened it. He took a cigarette out and grabbed a lighter from the display rack, but failed to light it. Martinez grabbed a blue BIC lighter and lit his cigarette.

Martinez went to the refrigerator and took a blue Monster Lo-Carb Energy Drink and drank it. Police arrived on-scene.

EVIDENCE:

TAG # I0081482	DESCRIPTION CD-R Digital Photos
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CSS Kirkendall and Detective Wilkins processed the scene for evidence. Refer to their Supplemental Reports for further details.

INJURY:

█████ had redness and swelling to his left and right cheeks, complaint of pain to both elbows, small scrapes to his shins and a cut about one inch in length on his right index finger. █████ refused medical treatment for his injuries.

PROPERTY DAMAGE:

Martinez (Suspect) threw the Victim's laptop computer (valued at about \$400) which came apart as it impacted the floor. Martinez caused an unknown amount of damage to merchandise. Store employees were unable to assess damages until the scene was processed.

REPORTING OFFICER Sakamoto	ID# 439	DIVISION	APPROVED BY Ybarra	ID# 381	DATE AND TIME OF REPORT 12/01/2012 12:43
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ORIGINAL - 12/05/2012

INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 10 OF 10	CASE NUMBER 1207248
CONTINUED FROM CRIME	BEAT 24	DISTRICT	DATE 12/01/2012	DAY OF WEEK Sat	TIME 10:16
PRIMARY CODE SECTION PC 245A1 - Assault with a deadly weapon or instrument other than a firearm					
ADDITIONAL CODE SECTION(S) PC 212.5(C) - ROBBERY; SECOND DEGREE; PC 69 - OBSTRUCT/RESIST EXEC OFFICER					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					

FOLLOW UP:

To be determined by the Investigations Division.

RELATED REPORTS:

- ✓ Sergeant Meeks' Supplemental Report
- ✓ Sergeant Young's Supplemental Report
- ✓ Sergeant Aydellotte's Supplemental Report
- Sergeant Cordero's Supplemental Report
- ✓ Corporal Klos' Supplemental Report
- Officer Dougherty's Supplemental Report and CHP 180
- Officer Stinnett's Supplemental Report
- ✓ Officer Barawed's Supplemental Report
- CSS Kirkendall's Supplemental Report
- Detective Ybarra's Supplemental Report
- Detective Dizinno's Supplemental Report

REPORTING OFFICER Sakamoto	ID# 439	DIVISION	APPROVED BY Ybarra	ID# 381	DATE AND TIME OF REPORT 12/01/2012 12:43
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ORIGINAL - 12/05/2012

NM - CAU, DA-ADRIANA

Yolanda Felix

From: Antonio Ybarra
Sent: Tuesday, December 30, 2014 5:43 PM
To: Yolanda Felix
Subject: RE: Police Report

Yes ma'am the case number is 1207248. Thank you for the calendar ☺

"Embrace Chaos & Minimize Confusion"

Antonio Ybarra, Patrol Sergeant
National City Police Department
1200 National City Blvd.
National City, CA 91950
Desk: (619) 336-4487

From: Yolanda Felix
Sent: Tuesday, December 30, 2014 9:42 AM
To: Antonio Ybarra
Subject: FW: Police Report

Tony

Do you have any more information? I am checking RMS and came up with this case number 1105489 do you know if that is it?

Thanks,
Yolanda

From: Antonio Ybarra
Sent: Tuesday, December 23, 2014 5:29 PM
To: Gregory Seward
Cc: Yolanda Felix
Subject: Re: Police Report

Thank you!

Sent from my iPhone

On Dec 23, 2014, at 3:56 PM, Gregory Seward <GSeward@nationalcityca.gov> wrote:

I believe that per the policy some things will have to be redacted and there should be a fee, but in the sake of good relationships we will waive that fee. I have CC Yolanda on the e mail to make sure that happens.

Greg

Sent from my Verizon Wireless 4G LTE smartphone

FIELD PROPERTY RECEIPT / RELEASE FORM

NATIONAL CITY POLICE DEPARTMENT, CITY OF NATIONAL CITY, CALIFORNIA
1200 NATIONAL CITY BLVD • NATIONAL CITY, CA 91950-4302 • (619) 336-4447

NCPD CASE # 1207248 DATE 09/04/13
OFFICER'S NAME / ID # YBARRA #381

☒ EVIDENCE ☐ FOUND ☐ HELD PER 8102 W&I (5150 W&I)
☒ SAFEKEEPING ☐ DV HOLD ☐ SEARCH WARRANT

PROPERTY RECEIVED FROM:

LAST NAME	FIRST	MIDDLE	PHONE NUMBER
MARTINEZ	MANUEL	ROMAS	()
OWNER OF PROPERTY:			
LAST NAME	FIRST	MIDDLE	PHONE NUMBER
			()
MAILING ADDRESS:			CONTACT PHONE NUMBER
STREET#	APT#		
CITY: NATIONAL CITY	STATE: CA	ZIP CODE: 91950	
DESCRIPTION OF PROPERTY:			
TAG#	DESCRIPTION (BRAND, MODEL, COLOR, ETC.)	SERIAL#	
I-0081498	(1) BLK LEATHER WALLET		
	(3) CA ID CARDS # [REDACTED]		
	(1) VISA (MANUEL MARTINEZ) LAST-4 [REDACTED]		
	(1) US BANK VISA (MANUEL MARTINEZ) LAST-4 [REDACTED]		
	(6) DISCOUNT CLUB CARDS		

FOUND PROPERTY (1) LIBRARY CARDS & (5) WALLET PHOTOGRAPHS
WHEN FOUND PROPERTY IS HELD BY A LAW ENFORCEMENT AGENCY, CALIFORNIA CIVIL CODE SECTION 2080 REQUIRES THE FOLLOWING STATEMENT TO BE SIGNED BY THE FINDER: I DECLARE UNDER PENALTY OF PERJURY THAT THE ABOVE LISTED ITEMS WERE FOUND, THAT ALL ITEMS HAVE BEEN SURRENDERED, AND I DO NOT KNOW WHO THE TRUE OWNER IS.

SIGNATURE OF FINDER: _____ **RTD**

ACKNOWLEDGMENT (MUST BE SIGNED BY PERSON IN POSSESSION OF PROPERTY)

THIS FORM CONSTITUTES NOTIFICATION OF YOUR RIGHTS ACCORDING TO LAW. YOUR SIGNATURE IS NOT AN ADMISSION OF RESPONSIBILITY, BUT INDICATES THAT YOU HAVE RECEIVED A COPY OF THIS NOTICE. PLEASE REVIEW THE BACK OF THIS SHEET FOR AN EXPLANATION OF YOUR RIGHTS.

SIGNATURE: _____

RELEASE FORM: (OFFICER: DO NOT SIGN UNLESS AUTHORIZING RELEASE)

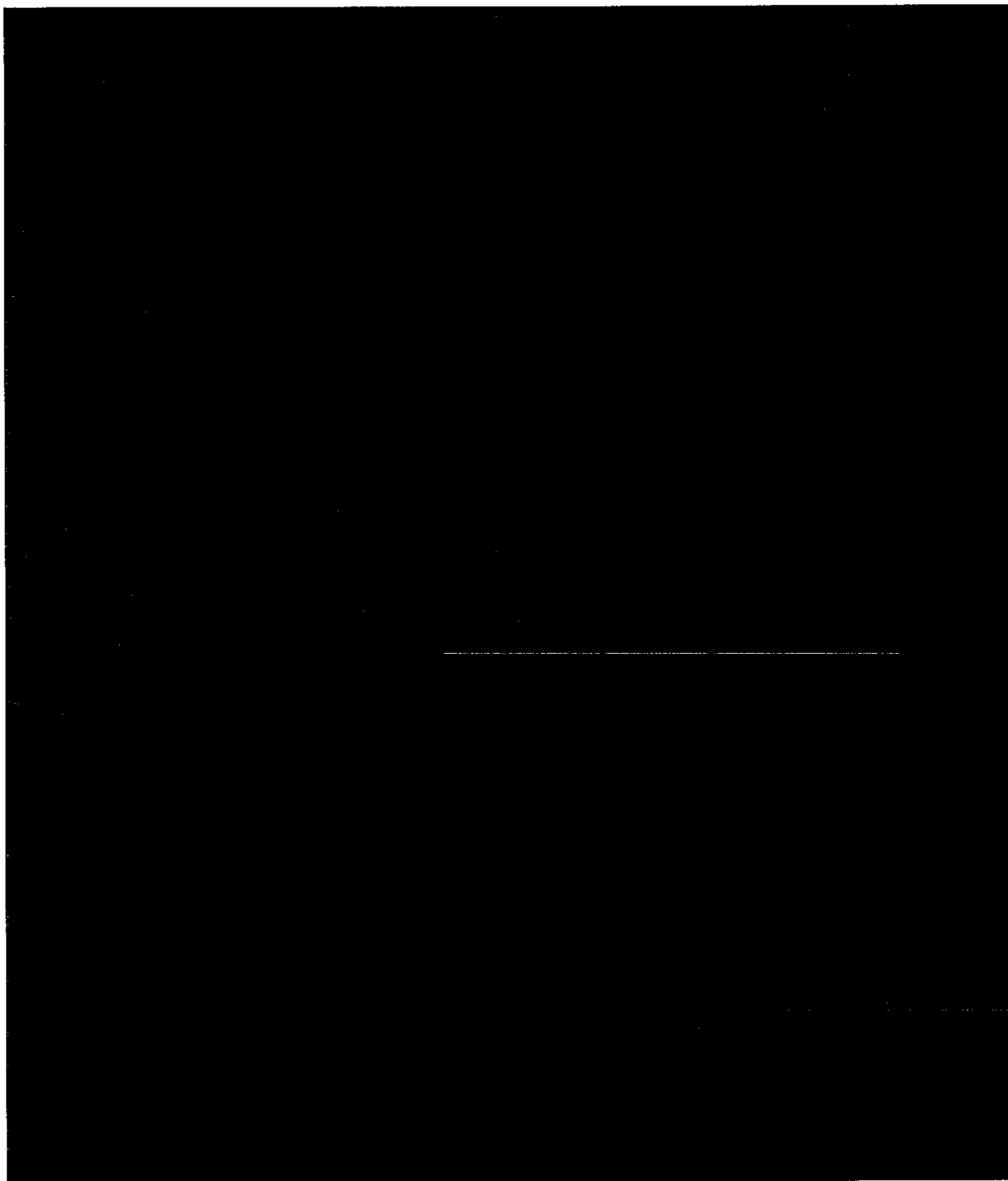
I CERTIFY UNDER PENALTY OF PERJURY THAT I AM THE LAWFUL OWNER / GUARDIAN OF THE ABOVE DESCRIBED PROPERTY. I HAVE TAKEN POSSESSION OF THE DESCRIBED PROPERTY.

OFFICER'S SIGNATURE / ID # AUTHORIZING RELEASE Ue Au DATE 09/04/13

PROPERTY RELEASED TO: [REDACTED] - 4-2013

IDENTIFICATION TYPE / NUM [REDACTED]

MUST CALL TO MAKE AN APPOINTMENT 336-4447



Check-Out Release Form
Activity Number: 1207248

NCPD
1200 National City Blvd
National City, CA 91950

Destination

INVESTIGATIONS

Released By: 5610	Castro, Vanessa	Date: 09/04/2013
Released To: 381	Ybarra, Antonio	Time: 12:56 pm

Item ID	Description	Tag No.	Evidence IDs	Quantity	UOM
I0081498	WALLET AND CONTENT, MISC ITEMS			1	EA

1 total items released

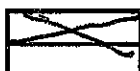

Ybarra, Antonio

FIELD PROPERTY RECEIPT / RELEASE FORM

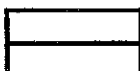
NATIONAL CITY POLICE DEPARTMENT, CITY OF NATIONAL CITY, CALIFORNIA
1200 NATIONAL CITY BLVD • NATIONAL CITY, CA 91950-4302 • (619) 336-4447

NCPD CASE # 1207248
OFFICER'S NAME / ID # WILKINS, T

DATE 12-1-12



EVIDENCE
SAFEKEEPING



FOUND
DV HOLD



HELD PER 8102 W&I (5150 W&I)
SEARCH WARRANT

PROPERTY RECEIVED FROM:

LAST NAME	FIRST	MIDDLE	PHONE NUMBER
[REDACTED]			
OWNER OF PROPERTY:			
LAST NAME	FIRST	MIDDLE	PHONE NUMBER
[REDACTED]			
MAILING ADDRESS:			CONTACT PHONE NUMBER
STREET#	APT#		()
CITY: <u>SPRING VALLEY</u> STATE: <u>CA</u>			ZIP CODE: <u>91977</u>
DESCRIPTION OF PROPERTY:			
TAG#	DESCRIPTION (BRAND, MODEL, COLOR, ETC.)	SERIAL#	
<u>I</u>	<u>COMPAQ LAPTOP COMPUTER</u>	[REDACTED]	
	<u>NEVER IMPOUNDED INTO EVIDENCE</u>		
	<u>RELEASED WITHIN A DAY TO OWNER</u>		

FOUND PROPERTY

WHEN FOUND PROPERTY IS HELD BY A LAW ENFORCEMENT AGENCY, CALIFORNIA CIVIL CODE SECTION 2080 REQUIRES THE FOLLOWING STATEMENT TO BE SIGNED BY THE FINDER: I DECLARE UNDER PENALTY OF PERJURY THAT THE ABOVE LISTED ITEMS WERE FOUND. THAT ALL ITEMS HAVE BEEN SURRENDERED. AND I DO NOT KNOW WHO THE TRUE OWNER IS.

SIGNATURE OF FINDER: _____

ACKNOWLEDGMENT (MUST BE SIGNED BY PERSON IN POSSESSION OF PROPERTY)

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SIGNATURE: _____

RELEASE FORM: (OFFICER: DO NOT SIGN UNLESS AUTHORIZING RELEASE!)

I CERTIFY UNDER PENALTY OF PERJURY THAT I AM THE LAWFUL OWNER / GUARDIAN OF THE ABOVE DESCRIBED PROPERTY. I HAVE TAKEN POSSESSION OF THE DESCRIBED PROPERTY.

OFFICER'S SIGNATURE / ID # AUTHORIZING RELEASE T. WILKINS #358 DATE 12-2-12

PROPERTY RELEASED TO: _____ DATE 12-2-12

IDENTIFICATION TYPE / NUMBER _____

MUST CALL TO MAKE AN APPOINTMENT 336-4447

FIELD PROPERTY RECEIPT / RELEASE FORM

NATIONAL CITY POLICE DEPARTMENT, CITY OF NATIONAL CITY, CALIFORNIA
1200 NATIONAL CITY BLVD • NATIONAL CITY, CA 91950-4302 • (619) 336-4447

NCPD CASE # 12-07248
OFFICER'S NAME / ID # WILLIAMS, T

DATE 12-1-12

<input checked="" type="checkbox"/> EVIDENCE	<input type="checkbox"/> FOUND	<input type="checkbox"/> HELD PER 8102 W&I (5150 W&I)
<input type="checkbox"/> SAFEKEEPING	<input type="checkbox"/> DV HOLD	<input type="checkbox"/> SEARCH WARRANT

PROPERTY RECEIVED FROM:

LAST NAME	MIDDLE	PHONE NUMBER
[REDACTED]	[REDACTED]	[REDACTED]

OWNER OF PROPERTY:

LAST NAME	FIRST	MIDDLE	PHONE NUMBER
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]

MAILING ADDRESS:

CONTACT PHONE NUMBER

STREET#	APT#	()
[REDACTED]	[REDACTED]	[REDACTED]

CITY: SPRING VALLEY STATE: CA

ZIP CODE: 91977

DESCRIPTION OF PROPERTY:

TAG#	DESCRIPTION (BRAND, MODEL, COLOR, ETC.)	SERIAL#
E	COMPAQ LAPTOP COMPUTER	[REDACTED]
	NEVER IMPOUNDED INTO EVIDENCE	
	RELEASED WITHIN A DAY TO OWNER	

FOUND PROPERTY

WHEN FOUND PROPERTY IS HELD BY A LAW ENFORCEMENT AGENCY, CALIFORNIA CIVIL CODE SECTION 2080 REQUIRES THE FOLLOWING STATEMENT TO BE SIGNED BY THE FINDER: I DECLARE UNDER PENALTY OF PERJURY THAT THE ABOVE LISTED ITEMS WERE FOUND, THAT ALL ITEMS HAVE BEEN SURRENDERED, AND I DO NOT KNOW WHO THE TRUE OWNER IS.

SIGNATURE OF FINDER: _____

ACKNOWLEDGMENT (MUST BE SIGNED BY PERSON IN POSSESSION OF PROPERTY)

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SIGNATURE: _____

RELEASE FORM: (OFFICER: DO NOT SIGN UNLESS AUTHORIZING RELEASE!)

I CERTIFY UNDER PENALTY OF PERJURY THAT I AM THE LAWFUL OWNER / GUARDIAN OF THE ABOVE DESCRIBED PROPERTY. I HAVE TAKEN POSSESSION OF THE DESCRIBED PROPERTY.

OFFICER'S SIGNATURE / ID # AUTHORIZING RELEASE WILLIAMS #338 DATE 12-2-12

PROPERTY RELEASED TO: _____ DATE 12-2-12

IDENTIFICATION TYPE / NUM _____

MUST CALL TO MAKE AN APPOINTMENT 336-4447

INCIDENT NUMBER		SAN DIEGO REGIONAL ADDITIONAL VICTIMS/WITNESSES/OTHERS				PAGE 1 OF 4	CASE NUMBER 1207248
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950						BEAT 24	DISTRICT DATE 12/1/2012

VICTIM / WITNESS	W-TYPE		VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)					PHONE (Work)	
	W	12							
	RESIDENCE ADDRESS, CITY STATE ZIP								
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE	RELATION TO: VICTIM SUSPECT
	W	M		DL				No	S
	STATUS	EMPLOYER / SCHOOL				OCCUPATION / RANK / GRADE		DAYS OFF	WORK HOURS
	E	AMERICAN MEDICAL RESPONSE				PARAMEDIC		Vary	Vary
	BUSINESS ADDRESS, CITY STATE ZIP 8808 BALBOA Ave, SAN DIEGO, CA 92123							PHONE (Mobile)	V/W ASSIST
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)									

VICTIM / WITNESS	W-TYPE		VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)					PHONE (Work)	
	W	12	GUNDERT, MARK LEONARD					(619) 336-4566	
	RESIDENCE ADDRESS, CITY STATE ZIP								
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE	RELATION TO: VICTIM SUSPECT
	W	M		DL				No	S
	STATUS	EMPLOYER / SCHOOL				OCCUPATION / RANK / GRADE		DAYS OFF	WORK HOURS
	E	NATIONAL CITY FIRE DEPARTMENT				FIRE CAPTAIN		Vary	Vary
	BUSINESS ADDRESS, CITY STATE ZIP 343 E 16TH ST, NATIONAL CITY, CA 91950							PHONE (Mobile)	V/W ASSIST
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)									

VICTIM / WITNESS	W-TYPE		VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)					PHONE (Work)	
	W	12	VILLARIASA, S					(619) 336-4490	
	RESIDENCE ADDRESS, CITY STATE ZIP								
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE	RELATION TO: VICTIM SUSPECT
				NC	380			No	S
	STATUS	EMPLOYER / SCHOOL				OCCUPATION / RANK / GRADE		DAYS OFF	WORK HOURS
	E	NATIONAL CITY POLICE DEPARTMENT				DETECTIVE/CORPORAL		Vary	Vary
	BUSINESS ADDRESS, CITY STATE ZIP 1200 NATIONAL CITY BL, NATIONAL CITY, CA 91950							PHONE	V/W ASSIST
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)									

VICTIM / WITNESS	W-TYPE		VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)					PHONE	
	RESIDENCE ADDRESS, CITY STATE ZIP								
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE	RELATION TO: VICTIM SUSPECT
	STATUS	EMPLOYER / SCHOOL				OCCUPATION / RANK / GRADE		DAYS OFF	WORK HOURS
	BUSINESS ADDRESS, CITY STATE ZIP							PHONE	V/W ASSIST
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)									

ARJIS

By: GL

Date: 7/26/13

REPORTING OFFICER Villariasa	ID# 380	DIVISION INV	APPROVED BY Smith	ID# 334	DATE AND TIME OF REPORT 12/01/2012 15:54
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INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 2 OF 4	CASE NUMBER 1207248
CONTINUED FROM CRIME	BEAT 24	DISTRICT	DATE 12/01/2012	DAY OF WEEK Sat	TIME 10:17
PRIMARY CODE SECTION PC 212.5A - ROBBERY: FIRST DEGREE					
ADDITIONAL CODE SECTION(S)					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					

Detective's Supplemental Report

Callout:

On December 1st, 2012 at approximately 1407 hours, I received a telephone call from Detective Ybarra who requested my assistance regarding a suspect who committed a robbery and sustained injuries as he tried to flee from the police and fought with the arresting officers. The suspect identified as Manuel Martinez, was transported to UCSD Medical Center and had [REDACTED]. Detective Ybarra requested I contact Detective Nagle and meet with him at an address in the 1700 block of Grove Street, National City to search Martinez' residence.

Investigation:

I telephoned Detective Nagle who requested I meet him at [REDACTED] National City. On December 1st, 2012 at approximately 1502 hours, I arrived on scene and met with Detective Nagle, Officer Dougherty, and Investigator Di Zinno. I stood in the living room area with a female and male who were identified to me as [REDACTED] (Mother of [REDACTED] and [REDACTED] (brother of [REDACTED] while Detective Nagle, Officer Dougherty, and Investigator Di Zinno conducted a 4th waiver search of the Martinez' residence. Refer to their supplemental reports for any further information.

Afterwards, Detective Ybarra assigned me to speak with one of the paramedics that treated Martinez. On December 1st, 2012 at approximately 1613 hours, I met with American Medical Response (herein known as AMR) Paramedics Prietto and Hluz at NCPD. I escorted Prietto into interview room #1 and Investigator Di Zinno escorted Hluz into interview room #2, which are both within the investigations division. The interview rooms have a motion sensor and automatically records (video/audio) any interviews in the rooms. I later transferred the interview recording of Prietto onto a DVD and impounded it for evidentiary purposes at NCPD Property Room. The following is a bulleted summary of Prietto's statement. Refer to the DVD for Prietto's statement in its entirety.

Statement of John Joseph Prietto:

- Prietto is works for American Medical Response as a paramedic. Prietto has been a paramedic for approximately 5-years.
- On December 1st, 2012, Prietto and his paramedic partner, Ahmed Hluz were on duty as paramedics. Prietto recalls receiving a pager call to respond to W. 18th Street cross of Wilson Avenue. Prietto does not recall what the call for service as for.
- Prietto was the driver, arrives on scene and parks behind a police car. Prietto recalls seeing a firefighter who request a backboard and restraints.
- Prietto saw the patient (herein known as Martinez) face down being held down by several police officers. Prietto saw Martinez struggling with the police officers; therefore, Prietto went back to the ambulance to get [REDACTED] for the safety of the police officers, firefighters and

REPORTING OFFICER Villarías	ID# 380	DIVISION INV	APPROVED BY Smith	ID# 334	DATE AND TIME OF REPORT 12/01/2012 15:54
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ORIGINAL - 07/19/2013

INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 3 OF 4	CASE NUMBER 1207248
CONTINUED FROM CRIME	BEAT 24	DISTRICT	DATE 12/01/2012	DAY OF WEEK Sat	TIME 10:17
PRIMARY CODE SECTION PC 212.5A - ROBBERY: FIRST DEGREE					
ADDITIONAL CODE SECTION(S)					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					

paramedics. Prietto told me that it is a county protocol to [REDACTED] to a patient who is uncooperative with police/fire/paramedic personnel.

- Before walking back to the ambulance, Prietto heard someone talking about placing a "spit sock" on Martinez. When Prietto got back to Martinez he saw Martinez wearing a "spit sock." [REDACTED]
[REDACTED]
[REDACTED]
- Prietto walked back to Martinez' location and saw police/firefighters placing restraints on Martinez. Prietto heard Hluz ask, "Is he still breathing?" Prietto does not know who; however, someone responded "Yes," and then someone asked to monitor his breathing. Shortly thereafter, Hluz asked to get an air bag ready. Prietto ran back to get an air bag and as he started to run back, he noticed Martinez was being carried to the ambulance.
- Martinez was placed into the ambulance and an EKG monitor was placed on him. [REDACTED]
[REDACTED]
[REDACTED] driven to UCSD Medical Center. Once at UCSD Medical Center, transfer of care was given to hospital staff.

On December 1st, 2012 at approximately 1705 hours, Detective Ybarra requested I speak with one of the National City Firefighters that responded out to the scene, where Martinez was taken into custody. There were several National City firefighters in the waiting area of the investigations division. I met and escorted Fire Captain Mark Gundert into interview room #1. I later transferred the interview room recording onto a DVD and then impounded it for evidentiary purposes at NCPD Property Room. The following is a bulleted summary of Gundert's statement. Refer to the DVD for Fire Captain Gundert's statement in its entirety.

Statement of Mark Gundert (witness):

- Gundert is a firefighter and holds a rank of Captain with the National City Fire Department. Captain Gundert has been a firefighter for 35-years.
- On December 1st, 2012, Captain Gundert was in uniform and on duty. Captain Gundert and his firefighter crew received a radio call to respond to W. 18th Street and Wilson Avenue at approximately 1030 hours. Captain Gundert recalls the call for service was evaluate a patient for law enforcement personnel.
- Captain Gundert estimates it took approximately 3-minutes to respond to the scene. On arrival, Captain Gundert saw three police officers trying to holding down a subject (herein known as Martinez) who was on the ground, handcuffed and struggling with the officers.
- Captain Gundert saw blood on Martinez' face and saw Martinez rubbing his face on the asphalt. Captain Gundert saw several detectives arrive on scene and a "spit mask" was placed on Martinez.

REPORTING OFFICER Villarias	ID# 380	DIVISION INV	APPROVED BY Smith	ID# 334	DATE AND TIME OF REPORT 12/01/2012 15:54
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ORIGINAL - 07/19/2013

INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 4 OF 4	CASE NUMBER 1207248
CONTINUED FROM CRIME	BEAT 24	DISTRICT	DATE 12/01/2012	DAY OF WEEK Sat	TIME 10:17
PRIMARY CODE SECTION PC 212.5A - ROBBERY: FIRST DEGREE					
ADDITIONAL CODE SECTION(S)					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					

- Paramedics arrived on scene and brought a gurney to them. Captain Gundert observed as police and fire personnel place Martinez onto the gurney face up. During this incident, Captain Gundert saw Martinez continue to struggle with police/fire personnel.
- Captain Gundert saw one of the paramedics with medication, which he believed was [REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
- After Martinez [REDACTED], Captain Gundert saw his firefighters checking his pulse. Captain Gundert looked at Martinez' eyes and [REDACTED] [REDACTED]
[REDACTED] The paramedics made a comment that they had a pulse.
- Captain Gundert saw the paramedics and firefighters move Martinez to the ambulance, [REDACTED]
[REDACTED] The paramedics transported to Martinez to UCSD Medical Center, where medical care was transferred to hospital staff.
- Captain Gundert told me that giving Verced is a county protocol for combative patients. Additionally, Captain Gundert said, the actions taken by police/fire/paramedics appeared to be the norm for [REDACTED] patients.

Evidence:

Property Tag

Description:

I0078221
I0078222

DVD-video/audio interview of John Prietto
DVD-video/audio interview of Mark Gundert

End of Report

REPORTING OFFICER Villariasa	ID# 380	DIVISION INV	APPROVED BY Smith	ID# 334	DATE AND TIME OF REPORT 12/01/2012 15:54
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ORIGINAL - 07/19/2013

nm

AGENCY: NCPD

CASE NO.: 1207248

*To: Records
for file*

Case # 1207248

INTERVIEW OF:



INTERVIEWED BY:

DETECTIVE ANTONIO YBARRA
DETECTIVE WADE WALTERS

TRANSCRIBED BY: Beatrice Gonzalez

1207248: INTERVIEW OF NUNO FAMILY

The following is a transcription of [REDACTED] and [REDACTED]. This interview is being conducted at the National City Police Department. Present in the interview are Detective Antonio Ybarra, Detective Wade Walters, [REDACTED] and [REDACTED].

Detective Ybarra will be referred to as "AY" and Detective Walters will be referred to as "WW", [REDACTED] will be referred to as '[REDACTED]' and [REDACTED] will be referred to as '[REDACTED]'.

AY: Got some parts there...

[REDACTED] You know that, from my, [REDACTED] called me later that night you know irate and I'm trying to put the puzzle together you know its slowly dissecting everything. That's pretty much what I kind of got why this, and nobody really knows you know and that's kind of the main reason why we want to come in too.

AY: Absolutely.

[REDACTED] Is to get the full story.

AY: So before we get started, let me just get some formalities out of the way and this way we can get started, okay? All right, today is ah, I'm pretty sure it's December the 5th, ah 20-12, it is Wednesday; it's three o'clock in the afternoon. We're at the National City Police Department. Ah present in the room with me is Detective Wade Walters. Can you please ah give us your first and last names, spell your last name.

[REDACTED] Ah [REDACTED]

AY: Ma'am can you do the same?

[REDACTED] [REDACTED]

AY: Same thing...

[REDACTED] [REDACTED] I mean [REDACTED]

AY: Thank you and my name is Detective Antonio Ybarra. I'm the ah, the lead detective on this investigation. And this is reference case number 1-2-0-7-2-4-8, an incident that occurred on the first of December of this year at approximately 10-16 hours in the morning. The location was 5-30 West on 21st Street.

WW: Unintell--- Thanks Bud.

AY: Do you have some I.D. that I can see please? Thank you ma'am. Thank you sir. And again, this is just so I can document who I spoke with.

[REDACTED] Mmm hmm.

AY: Everything on here is ah accurate [REDACTED]

[REDACTED] Umm actually that address, the home address is ah, I'm out in ah Spring Valley now.

AY: Oh.

[REDACTED] San Diego, so that's my old address. So do you need the address as well?

AY: Ah in a second, yes please.

[REDACTED] Okay.

AY: Were you present when our detectives were at [REDACTED] house?

[REDACTED] No.

AY: Who was there? I, I thought...

[REDACTED] Mmmmm...

[REDACTED] Ah me, ah [REDACTED]

AY: Is that another [REDACTED]?

[REDACTED] My [REDACTED]

AY: Okay.

[REDACTED] Mmm hmm.

[REDACTED] He yeah, he's, he's got [REDACTED] so he's probably couldn't be a good you know contact person.

WW: Got cha.

AY: We appreciate the way you stepping forward man, taking the lead on this. Dude you don't know how much that helps us, both sides.

[REDACTED] I just wanted you know, figure it out. I want to know exactly what happened.

AY: Sure, sure.

[REDACTED] Umm and I want to help you guys out as much as possible.

AY: What, what is your current address please?

[REDACTED] Ah [REDACTED] that's [REDACTED] San Diego, California, 9-2-1-1-4.

AY: Ah you have a cell number?

Ah it's

AY: Home number?

Umm I, I live by my cell phone.

(Laughing)

AY: Okay. Also ah, work or school?

Ah I have a work number. Umm, I prefer that you call me just on my cell, you know.

AY: No, no ah I will but...

Umm

AY: Mmm hmm.

AY: Where's that at?

And that's ah, it's so... if you're going through a whole like automated system and...

WW: Talk to everybody but you?

You know I would rather keep my work with work and my, you know.

WW: I gotcha.

When you guys call your detectives such and such and gossip around there's...

WW: Mmm hmm.

When you work a bunch of women.

(Laughing)

AY: What do you do there man?

Umm there ah, I'm in a well

AY: Okay. And what's the address of this man?

■ Ah it's at ■ Coronado.

AY: And zip code at the island?

■ Oh 9-2-1-1-8.

AY: And do you have a set schedule or is varied unintell---

■ Ah it kind of varies ah, I've lately been on a pretty set schedule, yeah, eight to five and then I work umm you know weekends, some of the same.

AY: Oh a good varied right?

■ Yeah it, it does vary, yeah.

AY: Okay. Unintell--- Is everything here correct ma'am?

■ Yes.

AY: ■

■ Yes that's where I live.

AY: ■?

■ Yes.

AY: Ah phone number for you ma'am?

■ Ah I can give you my cell phone number.

AY: Please.

■ It's ah area code ■

AY: Mmm hmm.

■ And its ■

AY: And you have a home number?

■ Yes I, it's ah area code ■

AY: Do you work? You're retired or volunteer?

■ ■

AY: Okay. Here's one of my cards. I'll make sure I have another one for you before you leave,

okay?

Yes please.

AY: Umm well for starters, [REDACTED] can you tell us how you found out about all this and what do you know.

So on Sunday, Sun well, Sunday morning about twelve, what time did you call me? Would you say about two a.m.? Two or three a.m.?

About.

[REDACTED] calls me saying that you know National City P.D. showed up at her door saying [REDACTED] was rushed over to USD Medical Center.

AY: Mmm hmm.

[REDACTED] Its kind of all I knew at the time you know and I was like, and oh and that he was you know, dead on arrival umm, that's what she was telling me you know so I was like what you know so I rushed over to grab her and we rushed over to USD Medical umm where the doctors there said that he came in through E-D and ah he was a trauma patient, he had [REDACTED] you know hit, his [REDACTED] out in the field umm...

AY: Mmm hmm.

[REDACTED] And he was, they were pretty much doing [REDACTED] and ah they said where they were able to [REDACTED] and that's where he was kind of like [REDACTED] They said he was [REDACTED]

[REDACTED] That he was in a [REDACTED]

AY: Okay.

[REDACTED] And that's kind of what they said happened to him and then a doctor had came in, said that you know police had told them that umm yeah there was a robbery going on, ah attempted robbery.

AY: Mmm hmm.

[REDACTED] Umm at a deli. She didn't say specifically. [REDACTED] said that the 24th Street Trolley, that's what she said that's what the police officer had said. So I'm going off all these hear says you know.

AY: There was a police officer there at, at the home?

[REDACTED] Yes a police officer unintell---

AY: Oh at your home, oh okay

■ I'm sorry, I'm sorry, I'm jumping around, I'm sorry.

AY: Unintell--- at the hospital.

■ No, no, no. So the doctor's telling me this you know that umm he, he attempted to rob ah, a, a deli.

AY: Mmm hmm.

■ And umm I guess it was like a fight going on between, well they, they didn't really know, you know.

AY: Sure.

■ And I guess the officer didn't really say much because it was a totally different issue.

■ I was told that they did not find nothing on Manuel. No weapons, no, nothing.

AY: That's accurate, yes.

■ So umm, umm so they told me at the hospital that umm ah he wasn't under arrest ah...

AY: Mmm hmm.

■ And that they were there, they weren't there to you know judge him on anything he done, they were just there to save his life and so that's why I'm kind of like... oh and, and the doctor was telling me umm that he, he had attempt to get away and his attempt to run away and ah he had ran, jumped into a back of a parked pick-up truck where he had smacked his head umm and the police officer had, a police officer had caught up to him about that time.

AY: Mmm hmm.

■ And umm I guess it was like a scuffle and then they detained him and his heart stopped at the time of that and that's when they started ■■■■■.

AY: Okay.

■ That's, that's what they left me with so...

AY: Sure.

■ Umm.

AY: Part of it is accurate, part of it is not.

■ Okay.

AY: Okay umm what can you tell me about Manuel? You know we talked briefly on the phone. I

mean...

Umm you know he, he's been ah, he's a good guy you know he, well he is pretty good guy but he never knew what it really was to live out, outside the jail, you know. As you can tell, he's got ah extensive rap sheet so ah he's been in and out of jail umm...

AY: How early do you remember, at what age did he go in to the first time?

Well I think about

AY: ?

AY: Mmm hmm.

Ah, ah, ah Manuel was I told Manuel, Manuel why didn't you take it out of the money that ah, you paid for the medicine for me.

AY: Mmm hmm.

He went for me.

So he started off real young?

I don't know ma, I don't know ma, and that was the first time.

AY: And then after that he was kind of in and out?

Yeah you know he...

Mmm hmm.

And you know he went to you know the kind of thing. Met a lot of people here in the city, got in, affiliated with the gangs here in the city.

AY: Do you remember which one?

Umm I don't know. I know he's part of like O-T-N-C.

Ah it...

I don't know if there's like a different branches of O-T-N-C.

Manuel told me that ah, if ah he didn't join them, that they were gonna bring him down. So they jumped him and he, to them he passed.

AY: This was outside or in the jail?

Oh outside.

I remember the day too.

Eight years ago.

I remember when we went to go pick him up.

AY: Mmm hmm.

Me and [redacted] went to go pick him up and we went to, we were driving in the truck and [redacted] was like, what happened, he's got like you know broken ribs and face is all busted up and, teeth all chipped up and ah I, I don't think it too chipped up but he had like, his lip was all...

AY: He was pretty badly beaten.

Yeah.

Yeah.

He was beaten up pretty bad and I remember him telling that story too if he didn't get into it that they were gonna, they were gonna make sure that he wasn't you know around.

Do you remember about what time was it? How old were you?

Man I was, I was probably like five or six. I remember sitting in, in my dad's truck, my dad had like this old pickup. We were just sitting, it's a little three seater.

AY: So you're a little fella.

Yeah I remember looking at him and just like, my dad just, just hearing you know and just, I was there looking at him.

AY: How old was Manuel approximately? I mean how, how much older was he?

He was probably about twelve huh?

About twelve.

Twelve, thirteen?

About.

I think he was ah, he was going to National City Middle.

AY: Mmm hmm.

■ So that was about the time.

AY: So there's a considerable age difference there, are you almost seven years, you're probable almost eight, right?

■ Yeah, mmm hmm.

AY: So did you guys do stuff together? Were you guys ah, how was it?

■ You know it...

AY: Cause you seem totally different from...

■ Yeah totally different umm, I, I, we didn't do a lot because he was always in jail. Umm even through, you know when he was out, he was out for brief moments, six months to a year max I would say and then boom, he's in for another two to three years.

AY: So he did more time inside than outside?

■ I'm pretty sure you guys got that all on paper too so, he's done a lot, lot more time in jail than he was out.

AY: No, you know, I appreciate you being forthcoming. Believe me, you'd be surprised how many times people sometimes minimize...

■ But you know, the time we, we, we try to spend you know, it was, it was a good time and he never, and ah, he never really shared like his, his life. His addiction to anything but I knew you know umm I mean it's hard to not know. Umm I worked in rehab facilities and I've seen a lot of people, a lot of users and...

AY: Yeah.

■ And just lying, you know it just, I, it catches up, I start catch them in lies and...

WW: You just, you recognize that lifestyle.

■ Yeah I definitely recognize the lifestyle.

AY: Would you think he had like a mental disorder going...

■ I think so ah somewhat.

■ Yeah he, you know he, he ■ a few times and ah...

AY: Really?

■ Yeah he, he definitely...

AY: On what?

■ Ah methamphetamines.

AY: Meth?

■ Yeah. There was a time maybe back in 2002.

AY: Mmm hmm.

■ He might have ■ here in National City, they took him in. He was again ■
■ they brought him to Paradise Valley Hospital. Umm he was in a
■ too for...

■ No this....

■ No?

■ This was the first time.

■ No, no, no the, when he ■

■ Oh that they ■

■ But didn't, did, wasn't he in a ■ for a little...

■ No, no. From what I know, this is his ■

■ So I mean your ■ so I, I, I believe that there was
some type of ■ maybe some, some kind of ■ there.

WW: A bit of a slow down?

■ I kept telling the folks year after year when Manuel goes to court and ah I go. I keep telling 'em,
Manuel needs to be at a place to get intensive care. Ah talk to a psychiatrist ah have the place do
everything possible for him. He needs the help.

■ You know and the thing is he, he was always looking for help too.

■ And...

■ ■ help you know, I just, oh go ahead.

■ Ah he, he told me that ah, he's gonna just be at my house temporary until these people from
Sober Living called him. They told him, this is what he told me they told him that it will, can
take up to two weeks.

AY: Yeah it's about right. Right when people come out, yeah it takes about two weeks.

█ This is the most recent.

█ I told him don't just wait, keep calling them, tell them it's urgent if they can push the situation to get him in.

AY: Mmm hmm.

█ Because I honestly felt in my heart that some, he's not going to make the two weeks.

AY: Why is that now?

█ Ah that something was going to happen.

AY: Something that he would do or just something would happen? There's a bad feeling...

█ You know that he won't, he won't make it of getting it, getting in.

█ For some reason, we had this feeling like I had the same thing like when I last saw him last Wednesday. Umm I spoke, I went over to the house and I was actually in a, I have a newborn and umm you know I was going to take him over and show him the Christmas lights I put up and you know we were, you know, I made dinner and everything and he was, he told me he didn't, he wasn't feeling too good and I, I think there was already something I think he might have umm you know started using or something there.

█ Also but that's not the only thing. He came in my room, right before all this happened. He says █ he went like this, my █

█ Yeah.

█ I'm in pain and he says that he went to the bathroom and that the ah what did you call it?

█ His █

█ █

█ It's full of █

█ That ah had a lot of █

█ Umm he's, he's had issues. I mean he's got, he's had █... █ ah I'm assuming he had █ umm █ damage you know definitely from the, the years of drug use and umm I just think it kind of went untreated while he was in jail and...

█ Yes.

█ When he came out, he was just in a lot of pain.

■ I told him please Manuel, tell your P-O that you wanna check into the hospital. Do it because that doesn't look right.

AY: Mmm hmm.

■ He was in pain but he...

■ I, I could tell that he, he was hurting and this was a day right out of jail so.

AY: Right out of jail, on Wednesday.

■ Yeah he...

AY: But what time do you think it was, the time unintell---

■ Ah I got off at five and I was there by the house by about five thirty, five thirty five and I, I seen him. You know and, I, I, I couldn't tell if he was on something or he was in pain but ■ was telling me he was, he was ■ umm he was ■ so I, I kind of assumed that he probably was in pain.

AY: Sure.

WW: When you talked to him, was he kind of down in the dumps or was he, you said...

■ No he wasn't like down but he was like you know I, I'm not feeling really good right now. He goes and when I see the baby I want to, I want to be able to you know hold her and you know love her and every, I'm just not feeling like it right now. You know I had dinner planned for him you know so umm for, for him to kind of just, I knew there was something, you know.

AY: Okay umm so ma'am, what can you tell us about, so what, what did he do like Wednesday, Thursday and Friday? Can you kind of break...

■ Before this happened?

AY: Yes ma'am. Can you kind of walk us through those days please.

■ Well he, he just ah starting to write ah letters. I don't know to who cause I never get to ah see it.

AY: Sure.

■ And umm hear the radio, you know the music and umm eating and then ah, ah using the telephone a lot.

AY: Which phone?

■ Umm my cell phone.

AY: Your cell phone?

■ Ah huh.

AY: Okay.

WW: What was it, that phone?

■ Yeah.

WW: Would you mind if I looked at that? Are those calls still in there?

■ I, I don't know unintell---

■ There's going to be a lot of numbers in there cause...

■ I don't know how to do that.

■ ■■■■■ been calling everybody since Manuel's passed away.

WW: Go back to the, the days.

AY: Well were only interested on, on unintell---

■ Oh within those days.

AY: Yeah. Ah so keep to, keep coming.

■ Ah so...

■ My■■■■■ uses that phone as well too so.

AY: Okay.

■ He leaves for a little while and he went over to some house to eat chicken because ah the mother of his friend made food for him. She invited him.

AY: Okay so, this is important ma'am. What day is this that he goes out?

■ Ahhh.

AY: Is it Wednesday or Thursday?

■ It think it's, it was the 2nd.

AY: So, so it was Thursday? The next day?

■ Yeah.

AY: Okay.

■ And that he stayed for a little while and then umm because ah the mother ah has a, her son in a, in the prison where Manuel was.

AY: Oh okay.

■ They were both friends like this since ah elementary.

AY: You know, you know where this person lives?

■ No, that I don't know.

■ Like, like he, like...

■ He said he's gonna to be getting out ah March something.

AY: Name? Do you have a name? Nickname?

■ Ah I only know the first name ■

AY: ■ okay.

■ At the place where ah Manuel ah...

AY: Manuel was in Donovan?

■ Yes, Donovan State Prison.

■ And he might of had a cell mate.

AY: Okay.

■ Well their really close friends since young.

AY: All right. So what time do you think he went over there? Approximately? Was it in the morning or late in the evening?

■ Mmmm early evening.

AY: Early evening? Does he come back that same night or does he...

■ Yes at the, in the evening, yeah.

AY: Then what happens ma'am?

■ He just ah lays down and go, goes to sleep but before that, he was complaining about his

AY: Oh so he was, I mean this is right out of, literally coming out of prison, he's complaining about the following days, he still complaining about it.

Yeah but he didn't go to the ah emergency.

AY: Did he go to the hospital?

He didn't go, I begged him but he says that he has to do something first.

AY: Okay.

I felt he was pressured cause he said that he owed a guy, you know that is in prison, five hundred dollars.

AY: Mmm hmm.

That really worried me.

AY: Did he say for what?

Ahhh I guess those people inside, what do you call them, deputies or...

AY: Yes.

That brand of place.

AY: The C-O's?

Ah huh, didn't get, wasn't aware of what was going on and from what the little bit that I know that he told me.

AY: Yes.

That he was willing to help this cell mate and he swallowed a bag in here. Moments later it burst. Those people there ah didn't find out because someone there had a syringe and ah

AY: So some, what he...

Right shortly before he was released.

And so, so umm, kind of sounds like...

He owed...

Like he was moving around drugs for him.

■ Five hundred dollars to the guy because it burst inside.

AY: He O-D'd unintell---

■ Okay but he got out of it.

AY: Okay.

■ And then, he told me that the guy told him, when you leave here, take care of the matter. Ah give the money to you know his ■ because he owed him five hundred and he would hate for something to happen to him out in the streets.

AY: Oh so they were charging him for what, what bursted in his stomach.

■ Yes, yes.

AY: He was being blamed.

■ And I felt that he was on, on big you know pressured.

■ Umm I actually got a question like, it sounds like this is a little bit more serious than, than I think we, you know kind of thought. What, what is it that, that you guys are investigating? I know and we never really got the chance to...

■ Yeah.

AY: Were investigating the attempted robbery okay and...

■ But how could...

■ Hold on, hold on, hold on, let him talk.

■ They didn't find anything on him.

AY: No ma'am no.

■ How could he attempt robbery?

■ Hold on.

■ Oh okay.

AY: We're reviewing the attempted robbery and ah we're also following up on the death investigation. That's what we're doing...

■ Oh on his death investigation.

AY: On his death investigation.

█ Okay.

AY: So between ...

█ Yeah that's kind of weird.

AY: So between that whole thing, we have to look at everything. We have to look at all the reports. We have to ah...

█ I can, I can tell you umm like █ said, he owed somebody some money. This is what he, what he had told me a little bit. He said he was gonna, he was gonna hustle so ah, I think he was buying dope. Umm he got a check while he was in jail umm tha █ gave him when he got out so he can cash it so he can get some...

█ Which he did.

█ Necessities you know which he did but I think he probably spent it on dope to sell, make some more money.

█ And to pay the guy off.

█ To pay the, to pay these people that he owes.

█ That, that.

█ You know, cause he said that they were out to get him. I don't know who it is, you know I don't, that's not my, I never asked you know. I never asked questions umm but I think he was trying to make this money to, to pay these people off so they won't whack him and they threatened you know his family.

█ He was being pressured.

AY: I'm sure that's, that's usually their, style there.

█ Mmm hmm.

AY: They threaten everybody. So were, were back on Friday ma'am. So what, what, what happens after that on Friday? So, what Friday morning he's home?

█ Umm...

AY: Cause when he got back from having supper, dinner with this lady.

█ Mmm hmm, mmm hmm.

AY: He gets back home and again he complains about the █

■ Yes.

AY: So he goes to bed, doesn't go back out?

■ Ah no, no.

AY: So now were at Friday morning. Walk me through Friday please.

■ Friday morning oh...

AY: If you remember.

■ Oh it's kind of hard. Ahh...

AY: Were almost done.

■ He, he...

AY: I know, I understand, take your time.

■ He gets, he leaves the ah house ah...

AY: Early?

■ Early not seven o'clock, six o'clock, no. Oh no, about ten thirty or so.

AY: Ten thirty or so?

■ Mmm hmm.

AY: By himself?

■ Yes.

AY: Cause he took your phone with him ma'am.

■ A coup... a couple of times he used it but then ah, the last time that he talked to me was on, I know it was on the pay phone twice.

AY: Okay so he calls you from the pay phone twice.

■ Ah.

AY: So this is on Friday?

■ Yes.

AY: What time do you think he called you?

■ About nine twenty.

AY: And what was that conversation like?

■ Ah he asked me to get those papers ah that I had on the entertainment center and to look at each one cause he want, he couldn't quite remember the number to the P-O.

AY: Oh okay.

■ He wanted to talk to the P, P-O.

AY: Okay.

■ I said, Manuel I don't see it and that oh I'm gonna hang up and see if I can remember. A couple of minutes later, he calls me asks me, did you find it? I said, no, cause he had ah application for, cause he wanted to get that driver's license.

AY: Mmm hmm.

■ Ah he had a paper of the people, I think it, cause it said the times to check in. Okay ah, that's about it.

AY: Okay and then, when do you see him again?

■ Ah that, that was it.

AY: Oh you didn't see him again after that? He didn't return home Friday night?

■ Oh.

■ That's Saturday. She, she, I think she jumped a little bit.

■ Yeah.

■ That happened all Saturday morning. What happened on Friday though?

■ Ah that was it. He, he, oh he did come home but then he left again and he came home real late.

■ So this is his regiment like he, he, he's the kind of guy that he comes home about twelve o'clock-ish, sometimes one you know in the morning hours.

■ Yeah.

■ Sleeps, wakes up probably eight o'clock, showers, out of the house by ten, then he's you know

missing in action the whole day. He call, he checks in, he calls [REDACTED] hey you know this is what I'm doing, la da da you know around six, maybe ten o'clock and then you hear him at the door again at one o'clock in the morning, repeat. It seems to be his, his regiment umm but...

AY: So, so Saturday as far as you know, [REDACTED] is, is ah, shared with you, what do you know happened Saturday? Saturday morning?

[REDACTED] I, I didn't talk to him on Saturday umm [REDACTED] said that...

[REDACTED] Well he left.

[REDACTED] You know he came in...

AY: What time?

[REDACTED] Well he came in that, that Saturday or that Friday night really late. He woke up probably would you say about eight or nine? Showered.

[REDACTED] Around there.

[REDACTED] Probably had a cup of coffee, made a phone call or two just to say like hey what's...

[REDACTED] Oh he did have a cup.

[REDACTED] What's going on, this cause I, I just know he's a creature of habit, you know. He calls people hey what's going on, you know he's real discrete about it. He'll have a cigarette or two and then book about like ten o'clock you know and then like I said...

AY: Starts the whole thing...

[REDACTED] He's gone.

[REDACTED] Mmm hmm.

[REDACTED] Gone all day.

AY: So, so ah on, on Saturday, did he make some phone calls on Saturday ma'am?

[REDACTED] Ahhh, I'm not, I don't quite sure remember that but ah, I know he was writing to someone. I don't think he finished it.

AY: Okay.

[REDACTED] Then ah when he left ah I had to go to the store and all that and ah I came home. I put my groceries away and ah, ah I sat down in the recliner and my son [REDACTED] who was about to leave because he had to go somewhere and he opened the door and a bunch of people, cops, and ah they said, the guy said well ah, you know Mrs. [REDACTED] that we can go and get a search warrant

cause we can go in but if ah you give us permission, we'll do as quickly as possible and that if you can sign here. So I signed, I said it's okay, don't...

And [REDACTED] more than willing to let them, you know, [REDACTED] very cooperative but if [REDACTED] kind of felt threatened by, by the, the people that came to [REDACTED] home and you know for, for [REDACTED] for them to come first of all to tell her that...

[REDACTED] Embarrassing.

[REDACTED] [REDACTED] is you know in the hospital and this is you know what's going on.

WW: It's overwhelming.

[REDACTED] It is very overwhelming and I think that really, cause she called me up screaming and you know crying and I, I, I was hurt by the fact that they just came into her, I mean drop that news on her then said hey we need to come in here or you know we're gonna be back, you know. She, she's more than willing to and I understand your guys' you know where, where you guys are coming from.

WW: I think, I think at times we get so immune to it because we deal with stuff like this...

[REDACTED] Right.

[REDACTED] Mmm hmm.

WW: And you probably see it at the hospital and...

[REDACTED] Yeah.

WW: You know, it's, it's normal to see certain things and we, we just sometimes we as a, as a group forget that we're dealing with folks and...

[REDACTED] Different folks.

WW: And yeah and it's...

[REDACTED] And you guys get a lot of people that are not cooperative, you know that, no, no, you come back you know and [REDACTED] more than willing to, [REDACTED] not gonna hide anything from you guys.

[REDACTED] No, I, this is so weird.

[REDACTED] She's, [REDACTED] been known to, to call and call, call the police on [REDACTED] so she.

[REDACTED] I did, I turned him in.

[REDACTED] She's turned him in.

WW: We've actually found a couple calls where you did.

■ So I mean she's not one to hide him so she's very cooperative.

■ Mmm hmm.

WW: Mmm hmm.

■ And I've told a cop in the past that was looking for him. I told him exactly where he could find him.

WW: Some times that's a, what it takes to protect your boy.

■ Ah it was ah, no I was told ah...

AY: Your ■ was very ■. I mean cause when the guys went there, the plan was to go there and see if ah, yeah your brother was fourth waiver.

■ Yeah.

AY: And so they wanted to see the area where he slept, the area he kept the belongings.

■ They took pictures of a lot of things, it, they needed to do that.

AY: I understand, by what I understand like you said, by both of you admit, he'd only been there three days so...

■ Today's not much.

■ Not much.

AY: All right, so they shouldn't of turned anything over, I don't think they did.

■ She said they left him, you, they left a mess there in the home.

■ Hmmm.

■ You said they turned some things over and pulled some stuff out.

■ Yeah but ah, I, it was in the living room. They were wondering ah, that the, what's was those things ah leaning against the wall where the, ah living room window is at.

AY: Oh okay.

■ I said that stuff belongs to my ■ who's staying just temporarily until he gets a place and right now he's at the Sharp Hospital. He's gonna be discharged in about one to two days from now.

■ This is another brother, he was kicked out of his house so he's kind of been just squatting there at, at ■

AY: Ah how many siblings do you have total?

So it's well Manuel, ah oh whoa, I have a half brother he's the one that's squatting there at the house.

AY: Okay.

Ah and then we got Manuel, me and my sister. It's five of us.

AY: And with the exception of you, everybody's at the house?

No ah with her boyfriend.

AY: Mmm hmm

Ah I'm at my own place ah, so it's just pretty much my

And me.

And my other brother who's...

It's only temporary but ah, he's at, and they, the cop asked me ah why is he in the Sharp Hospital. I told him. He's about three hundred pound guy.

AY: Mmm hmm.

And he was in the area there and he admitted himself there because he felt very, very sick cause he's a and ah so ah he even called me to tell me that he's in the hospital. That ah, they told him that it's

AY: ?

Yeah. So he's been there for several days.

AY: Ah I'm sorry to hear about that as well. Ah how would you describe Manuel's personality? Would be it, it sounds like he could turn it on to be pleasant and then...

Ah he's, he's quite charming ah, ah, he's an opportunist, you know he jumps on opportunities ah you know he, he's a social chameleon. I mean he could pretty much work with anybody you know. He can, he could fool you to be a religious person, he can fool you to be you know, you know straight shot, clean cut guy, you know. You could always tell though he was, he, he just got out of jail. He just had that walk, that talk, that you know look that, inmate look, you know.

AY: Mmm hmm.

He'd stand, he'd have his arms behind his back, naturally, you know.

AY: Naturally.

■ Umm.

AY: Did he have a girlfriend?

■ Umm I wouldn't say girlfriends; he's a good looking guy ah, probably messed around with a lot of girls right here in...

■ Yeah.

■ National City umm, bunch of, I would say no girlfriend, I would say casual partners umm...

■ He ah, don't go looking for women but the women comes to him.

■ And the unintell--- had drugs.

■ And he likes to date a, a few older ones.

AY: Mmm hmm.

■ A lot of women that I had seen him with you know, prior to him coming out of jail this last time, you know a lot of the older women you see around here in National City, hanging out on 8th Street kind of, looking for dope you know, it was that, that, that group of women. I, I'm pretty sure you guys have all seen them all out here. And I see them all the time you know cause I, I drive the city all the time, come to see my mom.

AY: Mmm hmm.

■ And I, you know I, I visually look at everything around me and I see these people I'm like dang you know. And I, sometimes I worry that, that was going to be my ■ you know. If he didn't have a place to stay, that would have been him, you know.

AY: And is there any, what, what, what, and we talked about drugs, what drugs do you know that he used?

■ Umm he's ah, he's used heroin. Ah methamphetamine, marijuana, ah you know I've never seen him or heard him talk about coke. I actually never seen him do any of these. Umm never seen him do any of the drugs. He's actually really respectful with about doing drugs at the home.

■ Or on the...

■ Umm but I could smell it, whether it'd be marijuana or I could tell you know by the way he's acting.

AY: Unintell---

■ Yeah. Umm but I think umm heroin, and he would, he would umm and the meth.

AY: Did he over [REDACTED] on heroin?

[REDACTED] Ah I think no, just methamphetamine.

AY: It was only, just meth.

[REDACTED] Mmm hmm ah he told me ah that ah, he has done that it's called speed ball.

AY: Speed ball?

[REDACTED] Ah huh.

AY: Did he tell you what was in the speed ball?

[REDACTED] No, no.

AY: When, when did he last do that that he told you?

[REDACTED] Mmm he, he didn't tell me everything, he just told me that ah, speedball.

AY: Did he say when?

[REDACTED] No.

AY: When did he tell you this?

[REDACTED] Ah recently when ah, shortly after he got home from being released.

AY: Okay so he told you, had done a speed ball that day or he just, that he, that he just done one?

[REDACTED] I'm assuming he probably did one around that day because he just got out so if he told her that he just did one recently, it had to be within maybe 48 hours of his release.

AY: Hmm do you know what's in a speedball?

[REDACTED] I don't know what's a speedball.

[REDACTED] What worries me...

[REDACTED] Ah it could be like a mixture of narcotics. It sounds it would probably be some type of maybe coke and meth.

[REDACTED] What worries me is this whole thing umm, it, it's ah, I, I just can't believe it that it happened. I mean it, but what worries me is that thing that he swallowed in, not too long, I guess ah, a day or two before.

AY: Oh, oh, in prison.

■ In prison.

■ No, no, that, that actually happened months ago.

AY: Oh.

■ He got thrown in the hole for that.

AY: Oh so he did time...

■ Oh.

■ Yeah he, that's, that's prior to him getting thrown in the whole. That's the reason why he got thrown in a hole so that, that is, that is irrelevant toward kind of what this is about. I, I could see how that would fit, fits into his purpose on wanting to you know rob and sell drugs.

WW: Make the quick money yeah.

■ To make the money to pay the people off.

■ Yeah because of that he, I felt that he's was pressured.

AY: Okay.

■ And I always told him you know and he's like, I'll lend you money but just, just you know...

AY: Did he have a job?

■ Him?

AY: Yeah.

■ Yeah he, he actually worked at L-A Fitness for a little bit before he went into jail this last time. He was like a nutritional counselor. I mean he's a pretty big guy, I don't know if you guys have like his, his stats but you know he, in jail that's all you get to do is push ups, pull ups, sit ups and so, I, he was a nutritional counselor at L-A Fitness for a little bit and then yeah I think, I think he got let go because just not showing up.

AY: Sure, sure. What, how early, how far back do you guys remember him having some type of medical condition like the ■ stuff? We're not talking drugs here, were, how far back can you guys remember, jog your memory back.

■ Oh about seven years that, cause where I live, I've been there for about six years and where I use to live it was on Fourth. At that time, ah he complained a little bit about his ■

AY: Nothing to...

■ Nothing like blood in the, ah how do you say it?

AY: [REDACTED]

[REDACTED] [REDACTED]

[REDACTED] I would, I would say about like four years ago, he had told me that I was in school and he was like oh, umm you know I'm [REDACTED], he goes, what can I do, he goes or you know one day he had umm, he had [REDACTED] in the [REDACTED] you know.

AY: Mmm hmm.

[REDACTED] And ah, I gave him some ah samples of like [REDACTED] ah generic, you know.

AY: Sure.

[REDACTED] Just to help him with his, with his thing but you know I, I would say about like four years ago, he actually started telling me about like his, you know, him having [REDACTED] so I'm assuming that his [REDACTED] wasn't working too good, his [REDACTED] weren't working too good.

[REDACTED] And also he told me that ah, on the phone when he was incarcerated that ah, he has [REDACTED]

AY: [REDACTED]

[REDACTED] I said no Manuel, no for real's? Yes [REDACTED] He must of got it from using needles in there.

AY: That's quite possible.

[REDACTED] Because there's a lot of things going on in back of the...

[REDACTED] There's a lot of jail tattoos.

[REDACTED] Ah huh, the newest...

[REDACTED] All his tattoos have been done in prison so...

[REDACTED] The newest is on his right leg.

[REDACTED] I remember when he told me he, he had [REDACTED] he said he, he thinks he got it from...

WW: An hour twenty.

[REDACTED] Tattoos in jail.

[REDACTED] Now he had a lot of them. And he got it from having that done inside.

AY: Okay.

[REDACTED] I know that.

■ But you know, it could have been from sharing needles out here too so...

■ Manuel.

■ Unintell---

AY: Do you want to go into the ah, contacts?

WW: Yeah. The one thing I like to ask you on your call log, it's actually been deleted. Do you only have the, do you only have two calls in there. Do you know who deleted it?

■ Oh ah my son ■ I told him ah well, just save those two and delete it. I didn't know.

WW: No, no, no that's fine. I just didn't know if I was doing something wrong.

■ Umm.

■ No, no.

■ She, she's been on her phone all, all, all day, I don't know.

WW: The, the biggest thing were trying to figure out is, were trying to get a timeline on who he was with.

■ Oh.

WW: Obviously when he wasn't home with you guys, who he was with during those couple of days so we can interview them also.

■ Mmm hmm.

WW: So we can figure out what happened here.

AY: We probably know how he ended there unintell---

■ Well, that is like his spot. Like was it over here at the 24th Street...

WW: Mmm hmm.

AY: Yeah.

WW: Yeah.

■ That's like his spot. That's like a main area where a lot of these, I mean it's a trolley station.

WW: Mmm hmm.

■ You between 8th Street and you know Palomar, you know, you know Main, and that was like...

WW: His little hub?

■ Yeah you know he use to go down into Encanto as well you know. I, I even picked him up over there off of what is this? 61st and unintell--- I don't know what the trolley station is out there, it's like 61st Street.

AY: I believe so, I'm not too, I'm not too familiar.

WW: Yeah I know what you're talking about Imperial.

■ Yeah right around there. I know he had some affiliations out that way, real sketchy. I picked him up there you know before, not recently, before him all loaded so umm that was his way is just traveling, it's that trolley station. So he could have been, he could have been at any trolley station.

■ Well with Manuel, I really feel that, that ah since he was pressured, that led to what happened. He was like I guess desperate.

WW: Are, are the, the numbers in your phone, all they all yours or some are or are some are his, his? Like you have ■?

■ Oh that's one of Manuel's friends.

WW: Manuel's friends?

■ Mmm hmm.

WW: ■

■ That's me.

WW: Okay, ■

■ Umm one of Manuel's friends, a lady.

■ I, I think that's like an ex, what is that like an ex-girlfriend or...

■ A friend no, a friend.

WW: Is that something he put in recently in your phone though?

■ Ah yeah.

WW: Within the three or four days he was out?

■ Ah hah.

WW: Okay, employer.

■■■■ Hmmm, I didn't know that he put that in.

WW: ■■■■

■■■■ ■■■■ that's one of the friends.

WW: Umm ■■■■

■■■■ Oh that's my cousin. She called me.

WW: She's family.

■■■■ Yeah.

WW: ■■■■ is you.

■■■■ She's my cousin

WW: Primo ■■■■

■■■■ It's family.

■■■■ Family.

WW: Family?

■■■■ Mmm hmm.

WW: ■■■■ who obviously be your son.

■■■■ Yes.

WW: And ■■■■

■■■■ That's a friend of Manuel's.

WW: Of Manuel's?

■■■■ Mmm hmm.

WW: Okay. Umm...

■■■■ You got some...

WW: So that's, they give me something to do, I mean that's a big thing is you, you know we're

worried about as big of a loss as you guys are trying to figure out what's going on as well.

Yeah.

WW: Ah and we want to be able to, to give you guys the answers that you guys deserve.

Yeah he was...

Yeah because...

Very secretive so I mean, its, its hard you know, just trying to figure it out.

I really feel that since Manuel was pressured ah, that ah, that led to what happened.

AY: Oh to the, what started?

Ah huh.

WW: Who, who's

WW: Yes.

Ahhhh Manuel ah, ah went around with her.

WW: Girlfriend?

Ahhh.

Not the girlfriend.

Casual.

Good, you know friend.

AY: Was she around often?

You know not, not recently. Maybe before he was recently incarcerated.

Mmm hmm.

But I, I think she just probably did drugs with him.

AY: Do you think she visited him in jail?

No.

■ Ah I unintell--- so.

■ She's like, she's like ■

■ I don't know when Manuel was in downtown, San Diego.

WW: Would it surprise you if I told you she, she visited him in jail?

■ Ah probably.

■ When he was...

■ She visited him in jail?

WW: Mmm hmm.

■ Oh unintell--- huh?

WW: Laughs

■ Well I think that she did visit him once in the downtown county jail.

WW: Okay.

■ Cause he had told me like hey you know, she was just like a little...

WW: Somebody to hang out.

■ Yeah.

WW: Good time.

■ Yeah guess she might have, had a little thing for him more than the other way around.

■ But she was ah fooling around with him and fooling around with some other guy at the same time.

■ Okay, how about a gal named ■ or ■

■ Friends of Manuel.

WW: Friend?

■ Ah huh, I know that.

AY: Same as the other girl?

■ Yes, friend.

AY: Okay.

WW: Okay.

■■■■ A lot of his, he like affiliates were women, I don't know how...

WW: How about ■■■■ that even...

■■■■ Oh a friend.

WW: Okay cause I'm, I go back to his in-custody people that visit him and ■■■■ she was his wife. Oh is she an older gal?

■■■■ Oh is that ■■■■

WW: There's a unintell---

■■■■ Oh ■■■■

WW: No it's ■■■■

■■■■ Oh I think that's ■■■■. You know what, he never got married.

■■■■ They never got married.

■■■■ He never...

WW: Was she older, like she's...

■■■■ About ■■■■

WW: Maybe twenty years older than he was?

■■■■ Oh shit no.

WW: This gal...

■■■■ There's one lady.

■■■■ This woman I came up with was born in ■■■■

AY: And she said she was his wife.

WW: She's visiting him in jail and there's a little one with her.

■■■■ (Phone ringing) Sorry.

WW: There's a little one with her saying child. Does he have a kid?

█ Ahhh that kid is about █ and he's been adopted. █

WW: Ahhh, this one, this is a gal named ah █ daughter █

█ No he never got married because I would have found out.

AY: Let me show you.

█ █

WW: Yeah but like unintell--- cause he and I are about the same age.

█ Yeah.

WW: So right here you have wife and you have daughter. See the names?

█ Now is that just something that they put, is that like legitimate background?

WW: They would actually, they would actually have to have physically write that so when you go to the jail log.

█ Yeah.

WW: You come visit, you're gonna put █

█ Mmm hmm.

WW: Brother. Umm let me show you.

█ Ah but that, that's not, I mean that's what she had written, right?

WW: Yeah, so that's that's.

█ It doesn't mean it's legit...

WW: It doesn't mean it's straight, no. No, no. no.

█ Okay.

WW: I'm just going off of like ah █ has, has girlfriend. █ has friend. █ Do you know █?

█ Ah there, that has to be Manuel's friend.

WW: Okay. How about ah █?

█ █

█ Also...

WW: A friend?

█ A friend.

WW: █

█ A friend. Those are friends.

█ I didn't know he had that many visitors.

WW: █

█ I'm wondering if those, a lot of those people visited him...

WW: This goes all the way back from twelve all the way back to 2002.

█ Ho, wow.

WW: So you see, I mean you have umm █ it says sister. █ So that just goes to show you.

█ Yeah I think a lot of these people...

█ That far back I don't know.

█ Visit him to talk to other people.

WW: █

█ Me.

WW: So you went to jail, you have...

█ I visit to him.

WW: Back in 2003?

█ Quite, quite a bit, yeah.

WW: Okay.

█ Mmm hmm.

█ You know I, I think that's what they use to do too...

WW: Yeah.

█ Cause I, I remember him, him saying something like that. Hey I'm ah, I use to have like, like a friend here come through and what they do is that they relay messages for other cell-ees, you know.

WW: You mentioned █.

█ Oh.

WW: Why would you mention her?

█ █

█ Because...

WW: We still have an hour, an hour and ten right there.

AY: Okay.

█ She had his kid. He's about I guess █ now. He's been adopted.

WW: Is █ the same as █

█ Ah she use to use her mom's name and her mom is no longer living.

WW: Okay.

█ She was another, she was ah...

█ Ah, ah █

█ She was a drug-ee and she, she actually had a...

█ Also.

AY: Okay.

WW: █ friend.

█ I've been trying to find out where is █ ..

WW: See that name, █?

█ To let her know...

█ I saw that.

WW: Funny sister is?

█ You know to let her know that Manuel passed away. They stayed friends.

█ Do, do you guys know a lot of these people that, that...

WW: Yeah.

█ That he has seen here in the city, huh.

WW: I grew up here. He grew up here so...

█ Yeah.

█ Mmm hmm.

WW: We, we, we know a lot of the folks.

█ Yeah. Huh.

WW: So, so this gal is not his wife and not his daughter.

█ No.

█ No.

WW: But the fact is she felt, that the, she felt good enough to put on there might not be a bad person for us to, to contact.

█ Yeah.

WW: Umm would it surprise you if I said █ was in custody right now meaning she's that type of person.

█ Oh it wouldn't surprise me.

WW: Not even, not even a little bit?

█ Mmm mmm.

█ Hmm.

WW: Maybe, okay.

█ She, you know the last time I seen her, she was, you know she was loaded.

AY: Oh she didn't look good? Didn't look healthy?

Little ass shorts, about a hundred and ten pounds.

WW: Sucked up?

Yeah, sucked up.

WW: Okay.

When Manuel was going to ah, ah, when Manuel was in custody and that he had court in Chula Vista.

AY: Mmm hmm.

This last time, she went to ah, ah to ah go, go, she went to court to ah see him.

AY: Okay.

WW: She, she was actually at the house back in January when you called the police.

Yes.

WW: When he threatened you, correct and

Yes.

WW: And she was, she was a witness in that case, right?

Well when ah...

WW: Well she was there.

AY: She was there.

The cops, when the cops were talking to Manuel and my, my other son, she was in the room, the door was that much opened and she didn't come out but she did hear everything.

WW: Okay, well she was at the house?

Yes she, well sleeping with him

WW: Got cha.

And he was very, very sick with a high fever.

I think it was a sinus infection.

But yet he did not go to the hospital.

WW: Was he acting differently at that time?

He was just sleeping most of the time because he just felt too sick to do anything.

WW: Hey you mean, on this case when I'm looking it up, he threatened you guys, right? Was he, at times did he just kind of, did he just kind of become aggressive and not, not Manuel?

Ah well, he just got fed up. He heard the, me being upset...

Most likely.

And his, and his brother

WW: Well then this might go to, this might go to what you're saying though of the and the way he's acting.

Yes.

WW: I mean it...

My son

WW: Is it, is it out of the norm for him to get so out of, out of the norm, not just not being Manuel where he's...

No.

WW: Not somebody would recognize the, the way he's behaving. Is that normal?

Since, it almost seemed normal for him you know but he just, even bef... years ago he would just blow up.

AY: Because you think, you think, you'd say, you guys, it's almost like being immune to it cause you're so use to him?

Yeah we kind of just...

WW: I mean when did...

Put it on the back burner his manner, like get in his face, you know.

WW: Is, it was like that where one day he's Manuel my big brother.

Yeah.

WW: And the next day he's like man, I don't know that guy. Is it, was it...

■ Yeah it was kind of like there, where he was like really quiet and then you were like where is he and you know.

AY: Mmm hmm.

■ He was gone.

WW: You ever seen him talk to himself or anything?

■ No I never seen him talk to himself umm except for the times he was like on drugs or something but other...

WW: Well explain that to me.

■ Umm you know, it's ah like one time I picked him up at a trolley station like I told you guys out, out there in Encanto.

AY: Sure.

■ Umm he was like, the police are looking for me or, or he's no, no, people are looking for me. He goes ah we need to go, we need to go. I'm like dude, I picked him up like at eleven o'clock, he didn't have any cash, I didn't want him walking in that area just because unintell---

WW: You're trying to be the big brother.

■ I'm trying yeah, I'm trying to just like, he wanted to go home so I was going to take him home because he's like, I just want to sleep, I'm tired you know. I, I don't want to be walking around the streets cause people around here know me. Can you do me a favor so that you know I, I'll come pick you up.

WW: Was, was he animated though? Was he over the top?

■ Yeah he was a little over the top umm, when I picked him up, you know pupils were like this big, you know just...

WW: Was he looking around?

■ Yeah he was looking around and then he was like, yeah these dudes were looking for me and then all of a sudden he says, is that a cop, is that a cop. I'm like dude you're messed up.

WW: And this is just while he's in the truck with you just...

■ Yeah.

WW: Was he, and was the conversation with you or was he talking to himself?

■ Right, he, he was talking to me but then there were times he was like man, (whispering) I can't

believe that I can't... you know and I don't know if he was talking to me and I'm looking over at him, I'm like dude just shut, you know just shut up dude, just...

■ Hmm.

WW: (Laughs) Yeah.

■ Let me get you home so I get him home and then I, I drive him to my mom's house because he told me he wanted to sleep. That was the main reason why he wanted to get a ride. And so you know I was, I noticed dude don't wake me up at one o'clock in the morning you know for you know bull shit so umm, I wanted to give him a ride so he didn't have to be at that side of town.

WW: That's the right thing to do.

■ Umm, so I, I drop him off and then I called the house cause for some reason I felt like he was gonna ditch, he just wanted to ride back into town. I called, I called the house and my other brother answered he goes, I say, where's Manuel and he goes oh he just left. I'm like...

WW: And when was this?

■ Oh this was, this was probably like a year and a half ago before his last. I mean he was only out for a couple of days so...

AY: Mmm hmm.

WW: Yeah.

AY: Yeah.

■ No they didn't meet up with him.

WW: And is, is that the only time you ever seen him act that way?

■ Ah yeah and another time I had picked him up, you know I was his personal chauffer because, just because he felt like, you know, and I, I...

WW: Cause he comes you're, cause you're a good guy.

■ I didn't yeah, I didn't want my brother walking the streets.

WW: Mmm hmm.

■ Just because, I don't know.

WW: Cause it's the right thing to do man.

■ Yeah.

WW: I mean don't beat yourself up over that one.

■ And so I picked him up one time over here on 8th Street. He liked that spot too. He liked 8th Street, around the Jack in the Box. There's a lot of homeless around there, a lot of, a lot of traffic.

AY: Mmm hmm.

■ Umm I picked him up over there and he was real paranoid, you know.

WW: Describe it to me man. I'm trying to, I'm trying to get a feel for Manuel.

■ Umm he was a very paranoid guy, over anxious. He seems like his anxiety was his roof. Umm I don't know if he was, he was messed up but he was very paranoid. I'm just like, people are looking for him. He was like that guy like, people are looking for him. He never always, he never really said cops were looking for him, he said people so I don't know if he did people wrong and he was just running from him all the time and he was just on the run but...

WW: The other question I had is just to kind of follow up what Tony was talking to you guys about with the narcotics. I mean, it seems like telling he's doing speedball and he's talked to you about doing meth and heroin and weed, was he just kind of open about discussing like, like his use or did you guys kind of had to pry it out of him or...

■ No there was, sometimes he just sits down and, and he tells me a little bit.

■ He was very honest with my mom because my mom...

WW: Did he recognize he had a problem with narcotics and...

■ Yeah.

■ Yeah.

■ And he always wanted help. He even asked me at work you know hey do you know where I could go and I think generally he wanted help.

■ Yes cause he was ah, desperate to get into Sober Living. If they would of called him at least two days later, he would be alive.

■ But you know the thing is, he burned bridges there like he's been in several...

WW: Mmm hmm.

■ You know Sober Livings and...

AY: Oh he has been in Sober Living before?

■ Yeah.

■ Ah one time...

■ And he, and he burns his bridges there. Like he gets popped with something or he just takes off you know for a little bit.

■ The last time he was in a place like that...

WW: Can't follow the rules?

■ Can't follow the rules.

■ Ah he was caught drinking beer and someone turned him in. You know, snitched.

AY: Sure.

■ And ah, so later ah, he walked out of the place, he didn't complete it.

AY: Okay.

■ The other thing is you know you put a lot of these guys that are in the same boat as him and...

WW: Same mind set.

■ And, and, and, and in small rooms. I mean they all kind of start oh yeah, is what why unintell--- you know and I noticed that like I went to go visit him at one of these Sober Livings and I'm like dude...

WW: Misery loves company in those places.

■ Yeah there you know...

WW: Its, its tough.

■ So I'm like, what the hell, this is like...

WW: You gotta to be a really strong individual to...

■ Yeah.

WW: Conquer that, that demon.

■ And you can tell there's some people there that want to be there and then there's some people that don't want to be there, there forced to be there and you can tell.

WW: Do, do you feel Manuel was telling you guys that cause he wanted to make you guys happy or... Cause I have a cousin in the same boat and I know she, she tells the family I'm gonna do this, I wanna do this and she has that same problem. She gets there for one, two days and she, she dips

or she does something goofy. Do you feel he was telling you guys that cause he wanted you guys to feel good or do you really in your heart so heart believe that Manuel wanted help and he wanted to get off the narcotics?

At times he, I, I think he wanted to get off of it. He was just too, too, too deep into it. Not only, not only the, the narcotics, it was the lifestyle.

WW: The girls.

The girls.

Yeah.

The women, these women like, I think that was his huge, the biggest thing was women. You know, when you're in jail for so long you know, you come out and these women are like throwing themselves at you but their loaded.

WW: They wanna get high, just with you.

Yeah so I, you know and that was his biggest thing is, I mean he was always after ladies. I think that was his biggest, one of his biggest and money. You know he didn't and he didn't want to work for it. He didn't want to work hard for it and I always told him that, you gotta work at fuck'en Taco Bell for a little bit you know before you can...

Mmm hmm.

He always wanted a car and he always wanted you know and he would get enough money to buy one but not the right way, you know.

AY: Sure.

And I think that's what it was, it was the money, it was the women and it, it was, it was just that.

WW: He wanted that gangster lifestyle.

Right.

Unintell---

So he, he wanted to hustle because he knew he could hustle and get that.

WW: And he's obviously good at it. I mean he knew enough people to be good at it.

Mmm hmm.

When, well Manuel, when he's not on drugs, he's such a sweet person.

WW: Well he just...

■ He hugs me.

WW: He talked to ■ and he talked to you, and you guys are a good family. I mean I could only imagine when he's actually your boy Manuel, what he's like.

■ He's such a sweet person but the moment he does that stuff...

AY: Right.

■ There's another Manuel.

■ He had no preference on drugs, I'm pretty sure he took anything he could get his hands on.

■ Then ah, like the next day in the morning, he wakes up like, like nothing.

AY: Now ah, speaking about waking up in the morning, did you ever know that or noticed that he, he was experiencing nightmares?

■ That no.

AY: At any time, not just this last time?

■ Ahhh I know he tends to ■

AY: Oh, was he?

■ Yeah I remember hearing he, he would say he would ■

■ Mmm hmm.

■ I you know, I think there was a lot of ■ problems that went undiagnosed kind ah. I you know I honestly...

■ He never did unintell---

■ I honestly think he, I thought he was you know ■, maybe ■

AY: Mmm hmm.

■ Maybe something in there. I mean there's, there's history and...

WW: When you incorporate the narcotics on that...

■ On top of that and it just...

AY Unintell---

■ Mmm hmm.

WW: And then, then you have the, you know, if your liver and your, your kidneys aren't processing that stuff, well what, what kind of ah is that going to bring?

■ I think was always in pain too you know and, and whether...

■ Mmm hmm, that's for sure

■ Whether, whether it be withdraws or just physical pain from...

AY: Sure.

■ The aftermath of, after effects of drug use and he always had stuff wrong with like his teeth, you know.

WW: What, where was that cause I noticed he had like some swelling to his cheek. What was that about?

■ I think his wisdom tooth was coming and he said...

■ He was complaining about that.

■ He was, it looked swollen huh?

■ Yes.

AY: The other side.

WW: The right, the right side, correct?

■ The right, yeah. He was complaining.

AY: So that was from a wisdom tooth that was coming out?

■ He said a wisdom tooth was coming out and it was really hurting him.

WW: Did you, I mean did you, I know when the, when I saw him when he was in the hospital, it was good and swollen and it was, it was, it was looked like maybe something was going on with his teeth, his...

■ Yes in the back.

WW: Yeah, it was right back here where this little jaw bone thingy's at, right?

■ Yeah.

■ Cause he even went like this, mom look, look. And I looked and ah...

■ I had asked him at the hospital about that too. They said it was probably too from trauma to the face when he hit the floor.

■ Yeah.

■ Umm.

■ Made it worse.

■ You know, I don't know if the police had to drag him to the ground a few times or...

AY: Yeah.

■ Umm you know but they said it, most of the, most of the swelling to his face was from him hitting the floor.

WW: Okay.

■ Umm cause ah, his tooth didn't look too bad back there they said umm but it did look a little inflamed.

AY: Umm and as far as ah, unintell--- see anything here, anything that you think that we should know. Anything that we have not asked.

WW: On the terms of the narcotics, did you guys ever hear him talk about bath salts or anything like that?

■ No.

■ I don't think he ever messed with that stuff.

WW: No just smoking cigarettes and, and meth and that was...

■ Cigarettes and meth. I think that was...

■ And speedball.

WW: He told you he smoked that?

■ Ah yeah.

WW: Okay.

■ He told you he smoked a speedball?

■ Ah huh.

AY: Do you know what day that was ma'am?

■ Hmmm.

AY: He's out on Wednesday, so he's out Wednesday, it's not Wednesday?

■ Ahhhh no.

AY: Was it the following day when he went out to dinner?

■ Ahhh, he told me in the evening but ah...

■ On what day?

■ I don't remember.

AY: So it would have to have been Thursday or Friday?

■ Yeah.

■ Mmm hmm.

■ Oh I saw him Wednesday night.

WW: And that's when he said he wasn't feeling good?

■ He got out on Tuesday, right?

■ The 26th.

WW: I think he got out, no he said on the Wednesday.

■ No, 26th didn't he unintell---

■ I saw him on Wednesday.

WW: That's when he got out I think, right?

■ No I think he was out the night before.

■ No the 26th.

AY: He was out on the 26th?

■ Yes.

AY: Okay.

█ Because he told that's the day that they're gonna release him.

WW: And then you said on Wednesday...

█ Because I was supposed to pick him up.

WW: The █ were hurting.

█ Right.

WW: And he didn't want to come, he didn't want, he wanted to spend time with your daughter but at that time he wasn't feeling good, up to it.

█ Yeah, yeah.

WW: And then, so now we had the next day which would have been Thursday, Friday. Is it fair to say that's when he talked to you about smoking the speedball or doing the speedball was Thursday night, Friday night?

█ Mmm hmm.

█ I guess about there.

WW: Okay.

█ Yeah. I mean it's such a small window. It has to be within that or...

AY: Okay well, as far as our side, our investigation is ongoing and ah, for your brother umm, as far as the investi... ah for the, the unintell--- is ongoing so to protect the interest of your brother, to protect the interest for our department, and to protect the interest of everybody involved, there's a lot of confidentiality involved in here.

█ Ohh.

AY: Okay ah, we will be transparent when the time is right.

█ Mmm hmm.

AY: Okay, you guys do have what you told me, you have a pretty accurate description of what happened although it is not a hundred percent.

█ Mmm well.

AY: That's what I can tell you.

█ We're trying.

AY: Okay? It's not a hundred percent.

■ What, what can you guys tell us? I mean, you know cause I, for my mom's piece of mind, you know just what happened that night, you know.

■ That's, I'm really unintell---

■ You guys don't have to get into like super detailed but you know, my mom wants to know whether or not he was you know, in pain or was he hurt at the time of the arrest. Well the time he was picked up and taken to the trauma.

AY: See that's, since you don't have those details, I can't right now...

■ Hmm.

AY: Disclose that to you.

■ Hmmmm.

AY: Okay but as far as where it started and where it ended, you have that right.

■ Right.

AY: Okay and that he was transported to UCSD ah Medical Center.

■ Mmm hmm.

AY: That is very accurate.

■ Also...

■ And, and at trauma, they didn't have any of his belongings. They said that...

WW: We, we collected his clothing and...

■ You guys collected that?

■ Everything?

AY: Evidence.

WW: Ah he had a tank top.

■ Yes.

WW: Some jeans and some shoes.

■ Ah Tim... Timberlands.

WW: Yes ma'am, some brown boots?

AY: Brown boots, oh we have those.

█ Yes.

WW: Yes ma'am.

█ His wallet and the earring, I want ah the department to release it to me.

WW: I don't know, well right now, whatever we have impounded, we can't give you because of the investigation.

█ Oh.

WW: Once, once this is all said and done ma'am, well Detective Ybarra will get with you and, and...

AY: We're gonna stay in contact, all right. I'm gonna give you my cell phone as well.

█ Please when...

WW: Yes ma'am.

█ Everything is over.

WW: Yes ma'am.

█ I would like all of...

WW: Yes ma'am.

█ His belongings, his wallet and the earring. Well all of his belongings...

AY: Yes.

█ To be released to me.

█ Umm for, but I, they told me I needed his license or his identification card for insurance purposes.

AY: I can, I can get you a copy of his ah...

█ Okay copy.

AY: Yeah I'll get you a copy.

█ Okay, do you know if he had his...

WW: Unintell--- I don't know, the wallet was there.

AY: No it, it was there.

WW: Okay.

■ Yeah that I, I spoke with the, one of the ladies. She said the wallet was...

AY: Yeah, oh no, I'll get you a copy so you'll get the number and everything.

■ Yeah umm just, just because of for insurances and ah for burial stuff and...

WW: Mmm hmm.

AY: I'll get, I'll get that for you.

■ That's what we're working on.

WW: Yes ma'am.

■ Yeah unintell---

AY: You know if I can just write my, my cell, I'll give you my cell phone number so, at any time you have any questions and I know right now...

■ I can call you, right?

AY: Yes ma'am. Call me direct, don't, don't go through the...

■ Oh okay.

■ Yeah ah...

WW: That's it.

■ Oh.

WW: Here you go.

■ Yeah they didn't, they didn't know much there at the hospital.

■ No.

■ But what the officers told her.

WW: And the reason we do that is like Detective Ybarra says is to mainly protect your interest, our interest, and to get to the bottom of it. Umm...

■ This, this is very strange, all this.

■ I kind of, I kind of put the story together in my head, I just don't know...

WW: You're on the right track.

■ Yeah.

WW: You're on the right track.

■ I you know, I, I, from what I hear I, yeah I think he tried to hold up the deli or tried to rob them, they chased him out or there was a fight there maybe with the attendant. They tried to chase him out. There, they called the cops, the cops got there fast enough, he tried to ditch, you know, they got him.

■ Hmm.

■ They took him down. ■ This is kind of what I hear. They, they were ■
■ Ambulance showed up. ■ and...

WW: Like, like Tony said man, you have a whole bunch of it going.

■ Hmm.

■ Hmm.

WW: Ah there's a couple of pieces that we just can't tell you because...

■ All right.

WW: We can't provide that information.

■ Oh, oh that you...

WW: But you, you're, you're pretty darn close.

AY: And ah, and as time comes and this information becomes where I can release this, some of the stuff to you, I'll make sure, I mean...

■ Please I would like to know.

AY: In the end, you will know what happened.

■ Yeah because...

AY: I can, I can guarantee you that, and we can give you our word that in the end, when this is all clear, when this is all settled...

█ Roughly do you know like how long this investigation, I mean did, I mean it's kind of hard to tell but you know he's already deceased and I mean you guys have your parts to take care of but...

AY: Yeah we, we'll probably have the bulk of it done in about three weeks.

█ Hmm.

AY: Okay but, that's still, that's still not the end I, there's still gonna be a lot more, a lot of other steps above our control, okay? So once it's all settled, once it's final, once stuff starts coming out cause there gonna, some of, some of this stuff is going to be public, it's public record.

█ Hmm.

AY: Some of it ah and as this thing comes by we'll be able to ah you know, again show transparency and tell you exactly what's accurate, what isn't and in the end, I can assure you that you'll find out what happened.

█ Okay.

AY: Okay?

█ Not that I'm gonna be wondering.

AY: It's not going to be a mystery guys.

█ Yeah.

AY: It's not going to be a mystery.

█ No.

AY: Okay.

█ All right.

█ But umm...

AY: So let me...

WW: Do you, do you...

█ Do you have any questions, more questions?

WW: No, do you guys have anything that you guys want to ask other than obviously what you just did to ah unintell---

█ Ah well, if I remember anything, I will call you.

WW: Please.

AY: Please

WW: Please, please.

■ I will call you.

AY: Or if anybody calls you.

■ Oh okay.

AY: Looking for him.

WW: Cause ah, I'm tasked right now with tracking down the last three days and of, of...

■ Mmm hmm.

WW: From the time he got out till the time that he was arrested.

■ I mean a lot, a lot of his contacts that you have, I would, he knew a lot of drug people so, no, no, no the....

AY: Oh the front?

WW: Oh.

■ Some of those...

WW: ■ and all those folks?

■ Yeah, he knew a lot of people that...

WW: Well she's...

■ That pushed a lot of drugs around here.

WW: She'd probably be the first person I go find to talk to so, but like, like Tony says, if you get a phone call at you know, one in the morning, hey this is so and so, Manuel call me. Feel free to call him that next day and that's, that's something we can follow up on.

AY: It's very important

■ Oh, okay.

WW: Because the, you know, if folks are contacting him, that's somebody we need to talk to. Hey, I

mean, you know, was he using narcotics? Was he sick? Was he saying that, did they recognize he, he was not feeling good. Was he, was something going on with him that we need to get to the bottom of and that's gonna be huge for us to be able to track those folks down and, and have them help us give you guys the piece of mind that you deserve.

■ I do know that he was in pain.

AY: Okay ma'am.

WW: That in itself is huge.

AY: What, what when, one last thing.

■ Hmm.

AY: When, when, when you mention ■ that ah, he had ■ right? Once he was transported to Paradise Valley Hospital, where was he the ■ time? You said ■ Do you remember that?

■ Oh, no my mom said ■ I don't remember the other. I only remember that one time.

AY: Where was the second time ma'am? Who treated him?

■ Ah I don't know ah Manuel told me that ah he ■ but ah brought him out of it.

■ He might have ■ unintell---

AY: Oh maybe...

■ The first time they found him in the alley and they took...

■ That's the one.

■ Him to Paradise Valley Hospital.

■ That's the only one I know of.

■ And the, ah probation no, the P-O ah told me that yes he was, you know...

■ Who was he, who...

■ ■ it was.

■ Who was he with that day he ■ and they found him in the alley?

■ Ah someone on ah, made a call anonymous ah to the cops.

■ I know but, who, who did he leave with that day cause I remember he left with somebody he

knew. Was it with ah...

█ Around oh ah no ah, she's related to you. Ah █

█ Oh so it was a cousin of ours that she...

WW: Do they off, do they live over off of about six hundred █ She has a kid.

█ █

█ Mmm yeah.

WW: She has a boy named █

AY: █

█ Yeah.

█ And a daughter █

WW: Yeah I know them.

AY: Are you guys related to them?

█ Yeah.

█ Well.

█ Yeah unintell--- uh my dad's sister.

WW: Which is?

█ Is her mother.

WW: What's her name?

█ █

WW: █ passed away.

█ Yeah cause she's no longer living.

█ █ passed away.

WW: She raised █

█ Mmm hmm.

So you know they, they all if you know.

WW: She runs in that whole circle and there's a lot of heroin being used and a lot of methamphetamine being used.

Yes a lot of heroin.

WW: In fact...

That's what I was saying you know, they knew a lot of people.

WW: other son overdosed on heroin and died, correct?

AY: Was it

WW: I can't remember his name.

Yeah, yeah, yeah. Umm brother.

Yeah

WW: yes, he overdosed on heroin and died, correct?

Yeah.

Well from what I've heard, ah he went to the hospital for surgery.

She got like a family story.

But then he got out and then ah uh all of a sudden he collapsed in the middle of the floor, he couldn't breathe and they took him and he died.

WW: I know that family okay.

You might, I mean, I, I think my dad might have been, you know my, my, my dad's family that you know like, he knew of them and they were actually, they weren't the people that they are now.

WW: No is your dad

he's deceased.

My dad was a heroin addict too.

He died ah in 19-97.

■ He tried to clean up, ■

WW: Fought the fight, right?

■ And he died so much like Manuel.

■ They almost had the same death.

■ Yeah almost.

WW: Really?

■ Yeah.

AY: Geeze.

■ Huh.

WW: It just goes to show you what that stuff does to your system.

■ Ahhh.

■ Two generations right there.

■ So now he's with his father and everyone else.

WW: You know what though, I mean, look at big picture, you know he's, you know he's safe now, he's, he's not hurting himself or anybody else.

■ But I want you to know that when he's not on, on drugs, he's a sweet guy.

WW: Great kid. Like I said, I remember him from high school. I'm almost, I'm my, I was telling these guys I'm 99 percent sure, I remember him being in high school, he was just a skinny goofy kid, lanky.

■ Yeah.

WW: Lanky, lanky, lanky kid and he was always trying to be a, a clown. Always trying to goof around.

■ Yeah funny guy.

■ Yeah.

WW: And I remember him, like I said, he's a couple of years younger than I am but I remember him.

■ Yeah.

■ Now ■ and then are, are they, they still, I see them, I see her every like two years, two or three years wandering the streets...

WW: Moping around the city? (laughs)

■ Yeah.

■ Hanging out around like 8th and...

WW: You answered your own question.

(Everyone laughing)

■ She doesn't like guys no more.

WW: No ma'am.

AY: No ma'am.

■ Well.

WW: Yes.

AY: Yes.

WW: It is what it is, right?

■ Mmm hmm.

■ Do you know if she, if she's locked up right now or...

WW: Ah we had her, talked to her what? A year and six months ago?

■ Oooou.

AY: Let's end, let's end...

WW: Yeah.

AY: This interview. So it's thirteen after four and I'm, were ending this recording.

End of Tape

INCIDENT NUMBER				RELATED REPORTS N	ADDN'L PROPERTY N	ADDN'L OFFENSES Y	SAN DIEGO REGIONAL CRIME / INCIDENT REPORT		PAGE 1 OF 10	CASE NUMBER 1207248	
CRIME	BEAT 24		DISTRICT				DATE 12/01/2012		DAY OF WEEK Sat		TIME 10:16
	CODE SECTION AND DESCRIPTION (ONE INCIDENT ONLY) PC 245A1 - Assault with a deadly weapon or instrument other than a firearm										
	LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950										
VICTIM / WITNESS	V	W-TYPE DC	VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION) [REDACTED]								
	W	06	RESIDENCE ADDRESS, CITY STATE ZIP [REDACTED]								
	RACE W		SEX M	DATE OF BIRTH [REDACTED]		ID TYPE DL	ID NUMBER [REDACTED]	ID TYPE SS	ID NUMBER [REDACTED]	INTERPRETER?/LANGUAGE No	RELATION TO: VICTIM SUSPECT
	STATUS E		EMPLOYER/SCHOOL Trolleyside Deli & Minimart				OCCUPATION / RANK / GRADE Clerk		DAYS OFF Sun - Sun		WORK HOURS Vary
	BUSINESS ADDRESS, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950									PHONE (Mobile) [REDACTED]	V/W ASSIST N
	ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)										
VICTIM / WITNESS	V	W-TYPE	VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION) Trolleyside Deli & Minimart								
	W		RESIDENCE ADDRESS, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950								
	RACE		SEX	DATE OF BIRTH		ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE No	RELATION TO: VICTIM SUSPECT
	STATUS		EMPLOYER/SCHOOL				OCCUPATION / RANK / GRADE		DAYS OFF		WORK HOURS
	BUSINESS ADDRESS, CITY STATE ZIP									PHONE	V/W ASSIST N
	ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)										
M.O. INFORMATION	TOTAL # OF WITNESSES AT CRIME 9		PLACE OF ATTACK 1. Structure				DESCRIPTION OF SURROUNDING AREA 2. Business				
	FORCE/TOOL/WEAPON Force		SPECIFY FIST				HOW USED PUNCHED				
	FORCE/TOOL/WEAPON Force		SPECIFY HANDS				HOW USED PUSHED				
	TYPE OF STRUCTURE Non-Residential 4. Convenience		POINT OF ENTRY 2. Front 6. Ground Level 8. Door		SECURITY USED 11. Photo/Camera		SUSPECT ACTIONS 1. Ate/Drank on Premises 22. Inflicted Injury 31. Pushed/Shoved Victim 33. Ransacked 36. Smoked on Premises 60. HIT VICTIM 60. STRUCK VICTIM 60. TOOK FOOD 60. TOOK PROPERTY				
	TARGET(S) 3. Display Item(s) 5. Person		TYPE OF LOCK ATTACKED 0. N/A								
	<p style="text-align: center;">CONFIDENTIAL</p> <p style="text-align: center;">THIS RECORD HAS BEEN RECORDED AS BEING RELEASED PURSUANT TO CALIFORNIA PENAL CODE 111075 THROUGH 111081 SUBSEQUENT DISTRIBUTION OF INFORMATION CONTAINED IS RESTRICTED BY 11140 THROUGH 11144 CPC NATIONAL CITY POLICE DEPARTMENT</p>										
PROPERTY	ITEM NO.	ARTICLE NAME	STOLEN REC'D	IDENTIFICATION NUMBERS	BRAND, MAKE OR MANUFACTURER	MODEL NAME AND MODEL NUMBER	MISCELLANEOUS DESCRIPTION			VALUE	
	1	CIGARETTES	1		CAMEL		Unfiltered			\$6.00	
	2	LIGHTER	1		BIC		Blue Lighter			\$1.75	
	3	BEVERAGE	1		Monster		Lo Carb Energy Drink			\$2.49	
	4										
ADMIN	VICTIM INJURED Y		EXTENT OF TREATMENT None			SUSPECT IN CUSTODY Probably Adult					
	REPORTING OFFICER Sakamoto		ID# 439	DIVISION		APPROVED BY Ybarra		ID# 381	DATE AND TIME OF REPORT 12/01/2012 12:43		
	DETECTIVE(S) ASSIGNED		ID#	DIVISION		CASE STATUS Priority A		AGENCY NC	CRIME TYPE PC 245A1		

INCIDENT NUMBER						PAGE 2 OF 10		CASE NUMBER 1207248	
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SUSPECT	ARRESTED N		SUSPECT'S NAME (LAST, FIRST MIDDLE) Martinez, Manuel Tomas								
	NICKNAME / AKA					ID TYPE DL	ID NUMBER [REDACTED]	ID TYPE II	ID NUMBER [REDACTED]		
	ADDRESS, CITY STATE ZIP (Home) [REDACTED]							PHONE			
	RACE H	SEX M	AGE [REDACTED]	DATE OF BIRTH [REDACTED]	HEIGHT 6'00" - 6'01"	WEIGHT 170-180	BUILD THIN - NORM	HAIR BRO	EYE XXX		
	ADDITIONAL INFORMATION / FURTHER SUSPECT DESCRIPTION (I.E. GLASSES, TATTOOS, TEETH, BIRTHMARKS, JEWELRY, SCARS, ETC.) TT: Left Shoulder - circular design										
	SUSPECT CLOTHING White Tank Top, Light Blue Jeans										
	HAIR LGTH/TYPE 5. Short 3. Thick		HAIR STYLE 1. Afro/Natural		FACIAL HAIR 1. Clean Shaven		COMPLEXION 4. Light	GEN APPEARANCE 1. Casual	DEMEANOR 10. Violent	SPEECH 0. Unknown	VOICE 0. Unknown
	SUSPECT VEHICLE	YEAR	MAKE	MODEL		COLOR / COLOR		BODY TYPE	LICENSE NO.	LIC STATE	
	ADDITIONAL VEHICLE IDENTIFIERS (DAMAGE, CHROME WHEELS, ETC.)						VIN	IMPOUND? / TOWING COMPANY			

SUSPECT	ARRESTED		SUSPECT'S NAME (LAST, FIRST MIDDLE)								
	NICKNAME / AKA					ID TYPE	ID NUMBER	ID TYPE	ID NUMBER		
	ADDRESS, CITY STATE ZIP							PHONE			
	RACE	SEX	AGE	DATE OF BIRTH	HEIGHT	WEIGHT	BUILD	HAIR	EYE		
	ADDITIONAL INFORMATION / FURTHER SUSPECT DESCRIPTION (I.E. GLASSES, TATTOOS, TEETH, BIRTHMARKS, JEWELRY, SCARS, ETC.)										
	SUSPECT CLOTHING										
	HAIR LGTH/TYPE		HAIR STYLE		FACIAL HAIR		COMPLEXION	GEN APPEARANCE	DEMEANOR	SPEECH	VOICE
	SUSPECT VEHICLE	YEAR	MAKE	MODEL		COLOR / COLOR		BODY TYPE	LICENSE NO.	LIC STATE	
	ADDITIONAL VEHICLE IDENTIFIERS (DAMAGE, CHROME WHEELS, ETC.)						VIN	IMPOUND? / TOWING COMPANY			

EVID/NARR	SEE ATTACHED FORMS FOR EVIDENCE, NARRATIVE, AND OTHER SUPPLEMENTAL INFORMATION.									
	ADDITIONAL VIOLATIONS PC 212.5(C) - ROBBERY: SECOND DEGREE; PC 69 - OBSTRUCT/RESIST EXEC OFFICER								WITNESS CHECK Y	
									ADDITIONAL PERSONS LISTED N	

OAK	OFFICER ASSAULT		OAK 22	OFFICERS WITH PERSONAL INJURY	OFFICERS WITHOUT PERSONAL INJURY	ACTIVITY WHEN ASSAULT OCCURRED			
	ARSON TYPE			CONTENT LOSS		STRUCTURE LOSS		ABANDONED	
ARSON	DESCRIPTION								
	REPORTING OFFICER Sakamoto		ID# 439	DIVISION		APPROVED BY Ybarra		ID# 381	DATE AND TIME OF REPORT 12/01/2012 12:43

INCIDENT NUMBER		SAN DIEGO REGIONAL ADDITIONAL VICTIMS/WITNESSES/OTHERS				PAGE 3 OF 10		CASE NUMBER 1207248	
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950						BEAT 24		DISTRICT DATE 12/01/2012	

VICTIM / WITNESS	<input type="checkbox"/> V <input type="checkbox"/> W		W-TYPE 06		VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION) [REDACTED]				
	RESIDENCE ADDRESS, CITY STATE ZIP [REDACTED]								PHONE (Work) [REDACTED]
	RACE W	SEX M	DATE OF BIRTH [REDACTED]	ID TYPE [REDACTED]	ID NUMBER [REDACTED]	ID TYPE SS	ID NUMBER [REDACTED]	INTERPRETER?/LANGUAGE No	RELATION TO: VICTIM SUSPECT
	STATUS E		EMPLOYER/SCHOOL Trolleyside Deli & Minimart			OCCUPATION / RANK / GRADE Clerk		DAYS OFF Sun - Sun	WORK HOURS Vary
	BUSINESS ADDRESS, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950								PHONE (Mobile) [REDACTED]
	ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)								V/W ASSIST N

VICTIM / WITNESS	<input type="checkbox"/> V <input type="checkbox"/> W		W-TYPE		VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION) Trolleyside Deli & Minimart				
	RESIDENCE ADDRESS, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950								PHONE (Work) [REDACTED]
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE No	RELATION TO: VICTIM SUSPECT
	STATUS		EMPLOYER/SCHOOL			OCCUPATION / RANK / GRADE		DAYS OFF	WORK HOURS
	BUSINESS ADDRESS, CITY STATE ZIP								PHONE
	ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)								V/W ASSIST N

VICTIM / WITNESS	<input type="checkbox"/> V <input type="checkbox"/> W		W-TYPE 16		VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION) Sakamoto, Officer				
	RESIDENCE ADDRESS, CITY STATE ZIP								PHONE (Work) (619) 336-4411
	RACE	SEX	DATE OF BIRTH	ID TYPE NC	ID NUMBER 439	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE No	RELATION TO: VICTIM SUSPECT
	STATUS E		EMPLOYER/SCHOOL City of National City			OCCUPATION / RANK / GRADE Police Officer		DAYS OFF Vary	WORK HOURS Vary
	BUSINESS ADDRESS, CITY STATE ZIP 1200 NATIONAL CITY BL, NATIONAL CITY, CA 91950								PHONE
	ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)								V/W ASSIST N

VICTIM / WITNESS	<input type="checkbox"/> V <input type="checkbox"/> W		W-TYPE 16		VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION) Young, Sergeant				
	RESIDENCE ADDRESS, CITY STATE ZIP								PHONE (Work) (619) 336-4411
	RACE	SEX	DATE OF BIRTH	ID TYPE NC	ID NUMBER 365	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE No	RELATION TO: VICTIM SUSPECT
	STATUS E		EMPLOYER/SCHOOL City of National City			OCCUPATION / RANK / GRADE Sergeant		DAYS OFF Vary	WORK HOURS Vary
	BUSINESS ADDRESS, CITY STATE ZIP 1200 NATIONAL CITY BL, NATIONAL CITY, CA 91950								PHONE
	ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)								V/W ASSIST N

REPORTING OFFICER Sakamoto		ID# 439	DIVISION	APPROVED BY Ybarra	ID# 381	DATE AND TIME OF REPORT 12/01/2012 12:43
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SAN DIEGO REGIONAL
FIELD INTERVIEW REPORT

1774210

AGENCY NCPD	DATE 12-01-12	TIME 1430	DR NUMBER 1207248
LOCATION OF INTERVIEW [REDACTED] NAT CITY			
NAME (LAST NAME FIRST) [REDACTED]			
PHONE # [REDACTED]			

RESIDENCE ADDRESS (CITY / STATE) [REDACTED] NAT CITY						
SOC. SEC. NO. [REDACTED]	RACE H	SEX M	HAIR BRN	EYES BLU	HT. 56	WT. 170

D.O.B. [REDACTED]	DRIVER'S LICENSE [REDACTED]	STATE CA
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PHYSICAL ODDITIES (SCARS, ETC.) IT CARLOS (LT REARM) MANUEL BECAST				"LT"	
CLOTHING WORN PURPLE TOP, PURPLE SHORTS				VEH. LIC. NO / STATE	
V E H	YEAR	MAKE	MODEL	COLOR	TYPE

COMPANION 1 (LAST NAME FIRST) [REDACTED]						
RACE H	SEX M	D.O.B. [REDACTED]	HAIR BRN	EYES BLU	HT. 59	WT. 140

COMPANION 2 (LAST NAME FIRST) [REDACTED]						
RACE	SEX	D.O.B.	HAIR	EYES	HT.	WT.

CRIME POTENTIAL (2 VIOL. MAXIMUM) 211 PC	REMARKS (REASON FOR CONTACT) CONSENT STATE OF
---	--

ABOVE RESIDENCE, REFERENCE 211/69 PC BY
AS SON, MANUEL MARTINEZ. A WAS VERY
COOPERATIVE.

VEHICLE		HAIR LENGTH	COMPLEXION
<input type="checkbox"/> DAMAGE - FRONT	<input type="checkbox"/> RUST / PRIMER	<input type="checkbox"/> LONG	<input type="checkbox"/> LIGHT
<input type="checkbox"/> DAMAGE - FRONT	<input type="checkbox"/> CUSTOM WHEELS	<input type="checkbox"/> SHORT	<input type="checkbox"/> DARK
<input type="checkbox"/> DAMAGE - RIGHT	<input type="checkbox"/> VINYL TOP	<input type="checkbox"/> BALD / THINNING	<input type="checkbox"/> ACNE
<input type="checkbox"/> DAMAGE - LEFT	<input type="checkbox"/> DECAL / EMBLEM	HAIR STYLE	BUILD
<input type="checkbox"/> FRONT LOWERED	<input type="checkbox"/> UNIQUE EXT.	<input type="checkbox"/> AFRO / NATURAL	<input type="checkbox"/> THIN
<input type="checkbox"/> FRONT RAISED	<input type="checkbox"/> UNIQUE INT.	<input type="checkbox"/> WAVY / CURLY	<input type="checkbox"/> HEAVY
<input type="checkbox"/> REAR LOWERED	<input type="checkbox"/> CUSTOM COLOR	<input type="checkbox"/> BRAIDED / PONY TAIL	<input type="checkbox"/> MUSCULAR
<input type="checkbox"/> REAR RAISED	<input type="checkbox"/> CAMPER SHELL	EACE	<input type="checkbox"/> GLASSES
INT COLOR ()		<input type="checkbox"/> MUSTACHE	
		<input type="checkbox"/> BEARD	
		<input type="checkbox"/> GOATEE	

ICER(S) DOUGHERTY	I.D. NO.(S) 347	BEAT OF OCCURRENCE 225
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EV D-92

SAN DIEGO REGIONAL
FIELD INTERVIEW REPORT

1774209

AGENCY NCPD	DATE 12-1-12	TIME 1430	DR NUMBER 1207248
LOCATION OF INTERVIEW NAT CITY			
NAME (LAST NAME FIRST) [REDACTED]			
NICKNAME / AKA [REDACTED]		PHONE # [REDACTED]	
RESIDENCE ADDRESS (CITY / STATE) NATIONAL CITY CA			
SOC. SEC. NO. [REDACTED]	RACE H	SEX M	HAIR BK
	EYES BR	HT. 59	WT. 146
D.O.B. [REDACTED]	DRIVER'S LICENSE [REDACTED]		STATE CA
PHYSICAL ODDITIES (SCARS, ETC.) [REDACTED]			
CLOTHING WORN GRAY T-SHIRT BLUE JEANS		VEH. LIC. NO / STATE	
VEH. YEAR [REDACTED]	MAKE [REDACTED]	MODEL [REDACTED]	COLOR /
TYPE [REDACTED]			
COMPANION 1 (LAST NAME FIRST) [REDACTED]			
RACE W	SEX F	D.O.B. [REDACTED]	HAIR BR
	EYES BR	HT. 56	WT. 170
COMPANION 2 (LAST NAME FIRST) [REDACTED]			
RACE [REDACTED]	SEX [REDACTED]	D.O.B. [REDACTED]	HAIR [REDACTED]
	EYES [REDACTED]	HT. [REDACTED]	WT. [REDACTED]
CRIME POTENTIAL (2 VIOL. MAXIMUM) 211 PC		REMARKS (REASON FOR CONTACT) POSITIVE SEARCH OF	
ADJ. REFERENCE, REFERENCE 211/69 PC BY			
AS BROTHER, MANUEL MARTINEZ. A DID NOT			
CLAIM GANG AFFILIATION.			
VEHICLE <input type="checkbox"/> DAMAGE - FRONT <input type="checkbox"/> DAMAGE - FRONT <input type="checkbox"/> DAMAGE - RIGHT <input type="checkbox"/> DAMAGE - LEFT <input type="checkbox"/> FRONT LOWERED <input type="checkbox"/> FRONT RAISED <input type="checkbox"/> REAR LOWERED <input type="checkbox"/> REAR RAISED INT. COLOR ()		HAIR LENGTH <input type="checkbox"/> LONG <input checked="" type="checkbox"/> SHORT <input type="checkbox"/> BALD / THINNING HAIR STYLE <input checked="" type="checkbox"/> SHAVE <input type="checkbox"/> AFRO / NATURAL <input type="checkbox"/> WAVY / CURLY <input type="checkbox"/> BRAIDED / PONY TAIL FACE <input type="checkbox"/> MUSTACHE <input type="checkbox"/> BEARD <input type="checkbox"/> GOATEE	
<input type="checkbox"/> RUST / PRIMER <input type="checkbox"/> CUSTOM WHEELS <input type="checkbox"/> VINYL TOP <input type="checkbox"/> DECAL / EMBLEM <input type="checkbox"/> UNIQUE EXT. <input type="checkbox"/> UNIQUE INT. <input type="checkbox"/> CUSTOM COLOR <input type="checkbox"/> CAMPER SHELL		COMPLEXION <input checked="" type="checkbox"/> LIGHT <input type="checkbox"/> DARK <input type="checkbox"/> ACNE BUILD <input checked="" type="checkbox"/> THIN <input type="checkbox"/> HEAVY <input type="checkbox"/> MUSCULAR <input type="checkbox"/> GLASSES	
OFFICER(S) DOUGLAS		I.D. NO.(S) 317	BEAT OF OCCURRENCE 23

ARJIS-1 (REV 9-92)

INCIDENT NUMBER		SAN DIEGO REGIONAL ADDITIONAL VICTIMS/WITNESSES/OTHERS				PAGE 4 OF 10		CASE NUMBER 1207248	
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950						BEAT 24	DISTRICT	DATE 12/01/2012	

VICTIM / WITNESS	W	16	W-TYPE VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION) Dizinno, Detective					PHONE (Work) (619) 336-4411		
	RESIDENCE ADDRESS, CITY STATE ZIP									
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE	RELATION TO: VICTIM SUSPECT	
				NC	926			No		
	STATUS EMPLOYER / SCHOOL E City of National City					OCCUPATION / RANK / GRADE Detective		DAYS OFF Vary		WORK HOURS Vary
	BUSINESS ADDRESS, CITY STATE ZIP 1200 NATIONAL CITY BL, NATIONAL CITY, CA 91950								PHONE VW ASSIST N	
	ADDITIONAL INFORMATION (VICTIM VEHICLE INFO, IF APPLICABLE)									
VICTIM / WITNESS	W	16	W-TYPE VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION) Meeks, Sergeant					PHONE (Work) (619) 336-4411		
	RESIDENCE ADDRESS, CITY STATE ZIP									
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE	RELATION TO: VICTIM SUSPECT	
				NC	375			No		
	STATUS EMPLOYER / SCHOOL E City of National City					OCCUPATION / RANK / GRADE Sergeant		DAYS OFF Vary		WORK HOURS Vary
	BUSINESS ADDRESS, CITY STATE ZIP 1200 NATIONAL CITY BL, NATIONAL CITY, CA 91950								PHONE VW ASSIST N	
	ADDITIONAL INFORMATION (VICTIM VEHICLE INFO, IF APPLICABLE)									
VICTIM / WITNESS	W	16	W-TYPE VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION) Klos, Corporal					PHONE (Work) (619) 336-4411		
	RESIDENCE ADDRESS, CITY STATE ZIP									
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE	RELATION TO: VICTIM SUSPECT	
				NC	347			No		
	STATUS EMPLOYER / SCHOOL E City of National City					OCCUPATION / RANK / GRADE Corporal		DAYS OFF Vary		WORK HOURS Vary
	BUSINESS ADDRESS, CITY STATE ZIP 1200 NATIONAL CITY BL, NATIONAL CITY, CA 91950								PHONE VW ASSIST N	
	ADDITIONAL INFORMATION (VICTIM VEHICLE INFO, IF APPLICABLE)									
VICTIM / WITNESS	W	16	W-TYPE VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION) Walters, Detective					PHONE (Work) (619) 336-4411		
	RESIDENCE ADDRESS, CITY STATE ZIP									
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE	RELATION TO: VICTIM SUSPECT	
				NC	398			No		
	STATUS EMPLOYER / SCHOOL E City of National City					OCCUPATION / RANK / GRADE Detective		DAYS OFF Vary		WORK HOURS Vary
	BUSINESS ADDRESS, CITY STATE ZIP 1200 NATIONAL CITY BL, NATIONAL CITY, CA 91950								PHONE VW ASSIST N	
	ADDITIONAL INFORMATION (VICTIM VEHICLE INFO, IF APPLICABLE)									

REPORTING OFFICER Sakamoto	ID# 439	DIVISION	APPROVED BY Ybarra	ID# 381	DATE AND TIME OF REPORT 12/01/2012 12:43
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INCIDENT NUMBER		SAN DIEGO REGIONAL ADDITIONAL VICTIMS/WITNESSES/OTHERS				PAGE 5 OF 10		CASE NUMBER 1207248	
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950						BEAT 24	DISTRICT	DATE 12/01/2012	

VICTIM / WITNESS	<input type="checkbox"/> W-TYPE		VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)								
	<input checked="" type="checkbox"/> W		16		Ybarra, Detective						
	RESIDENCE ADDRESS, CITY STATE ZIP								PHONE (Work) (619) 336-4411		
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE	RELATION TO: VICTIM SUSPECT		
				NC	381			No			
	STATUS	EMPLOYER / SCHOOL				OCCUPATION / RANK / GRADE		DAYS OFF	WORK HOURS		
	E City of National City				Detective		Vary	Vary			
BUSINESS ADDRESS, CITY STATE ZIP								PHONE	VW ASSIST		
1200 NATIONAL CITY BL, NATIONAL CITY, CA 91950									N		
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)											

VICTIM / WITNESS	<input type="checkbox"/> W-TYPE		VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)								
	<input checked="" type="checkbox"/> W		12		Kirkendall, CSS						
	RESIDENCE ADDRESS, CITY STATE ZIP								PHONE (Work) (619) 336-4411		
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE	RELATION TO: VICTIM SUSPECT		
				NC	4756			No			
	STATUS	EMPLOYER / SCHOOL				OCCUPATION / RANK / GRADE		DAYS OFF	WORK HOURS		
	E City of National City				Crime Scene Specialist		Vary	Vary			
BUSINESS ADDRESS, CITY STATE ZIP								PHONE	VW ASSIST		
1200 NATIONAL CITY BL, NATIONAL CITY, CA 91950									N		
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)											

VICTIM / WITNESS	<input type="checkbox"/> W-TYPE		VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)						
	<input type="checkbox"/>								
	RESIDENCE ADDRESS, CITY STATE ZIP								PHONE
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE	RELATION TO: VICTIM SUSPECT
	STATUS	EMPLOYER / SCHOOL				OCCUPATION / RANK / GRADE		DAYS OFF	WORK HOURS
BUSINESS ADDRESS, CITY STATE ZIP								PHONE	VW ASSIST
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)									

VICTIM / WITNESS	<input type="checkbox"/> W-TYPE		VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)						
	<input type="checkbox"/>								
	RESIDENCE ADDRESS, CITY STATE ZIP								PHONE
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE	RELATION TO: VICTIM SUSPECT
	STATUS	EMPLOYER / SCHOOL				OCCUPATION / RANK / GRADE		DAYS OFF	WORK HOURS
BUSINESS ADDRESS, CITY STATE ZIP								PHONE	VW ASSIST
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)									

REPORTING OFFICER Sakamoto	ID# 439	DIVISION	APPROVED BY Ybarra	ID# 381	DATE AND TIME OF REPORT 12/01/2012 12:43
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INCIDENT NUMBER		SAN DIEGO REGIONAL EVIDENCE REPORT				PAGE 6 OF 10		CASE NUMBER 1207248	
LOCATION OF INCIDENT ADDRESS CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950						BEAT 24	DISTRICT	DATE 12/01/2012	
EVIDENCE COLLECTION ADDRESS CITY STATE ZIP						ATTEMPTED TO LOCATE PHYSICAL EVIDENCE Y		ATTEMPTED TO LOCATE LATENT N	

TYPE Photos	QTY 1	LOCATION FOUND scene	OFFICER Dizinno	ID# 926
MAKE (BRAND / MANUFACTURER)		DESCRIPTION CD-R Digital Photos	DISPOSITION Impounded	
MODEL (NAME / NUMBER)		HOW MARKED / COMMENT CS439, 12/01/12, 1207248	ID TYPE / NUMBER None	TAG NUMBER 10081482

TYPE	QTY	LOCATION FOUND	OFFICER	ID#
MAKE (BRAND / MANUFACTURER)		DESCRIPTION	DISPOSITION	
MODEL (NAME / NUMBER)		HOW MARKED / COMMENT	ID TYPE / NUMBER	TAG NUMBER

TYPE	QTY	LOCATION FOUND	OFFICER	ID#
MAKE (BRAND / MANUFACTURER)		DESCRIPTION	DISPOSITION	
MODEL (NAME / NUMBER)		HOW MARKED / COMMENT	ID TYPE / NUMBER	TAG NUMBER

TYPE	QTY	LOCATION FOUND	OFFICER	ID#
MAKE (BRAND / MANUFACTURER)		DESCRIPTION	DISPOSITION	
MODEL (NAME / NUMBER)		HOW MARKED / COMMENT	ID TYPE / NUMBER	TAG NUMBER

TYPE	QTY	LOCATION FOUND	OFFICER	ID#
MAKE (BRAND / MANUFACTURER)		DESCRIPTION	DISPOSITION	
MODEL (NAME / NUMBER)		HOW MARKED / COMMENT	ID TYPE / NUMBER	TAG NUMBER

TYPE	QTY	LOCATION FOUND	OFFICER	ID#
MAKE (BRAND / MANUFACTURER)		DESCRIPTION	DISPOSITION	
MODEL (NAME / NUMBER)		HOW MARKED / COMMENT	ID TYPE / NUMBER	TAG NUMBER

TYPE	QTY	LOCATION FOUND	OFFICER	ID#
MAKE (BRAND / MANUFACTURER)		DESCRIPTION	DISPOSITION	
MODEL (NAME / NUMBER)		HOW MARKED / COMMENT	ID TYPE / NUMBER	TAG NUMBER

TYPE	QTY	LOCATION FOUND	OFFICER	ID#
MAKE (BRAND / MANUFACTURER)		DESCRIPTION	DISPOSITION	
MODEL (NAME / NUMBER)		HOW MARKED / COMMENT	ID TYPE / NUMBER	TAG NUMBER

TYPE	QTY	LOCATION FOUND	OFFICER	ID#
MAKE (BRAND / MANUFACTURER)		DESCRIPTION	DISPOSITION	
MODEL (NAME / NUMBER)		HOW MARKED / COMMENT	ID TYPE / NUMBER	TAG NUMBER

REPORTING OFFICER Sakamoto	ID# 439	DIVISION	APPROVED BY Ybarra	ID# 381	DATE AND TIME OF REPORT 12/01/2012 12:43
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INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 7 OF 10	CASE NUMBER 1207248
CONTINUED FROM CRIME	BEAT 24	DISTRICT	DATE 12/01/2012	DAY OF WEEK Sat	TIME 10:16
PRIMARY CODE SECTION PC 245A1 - Assault with a deadly weapon or instrument other than a firearm					
ADDITIONAL CODE SECTION(S) PC 212.5(C) - ROBBERY: SECOND DEGREE; PC 69 - OBSTRUCT/RESIST EXEC OFFICER					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					

SYNOPSIS:

Manuel Martinez (Suspect) entered the Trolley Side Deli & Minimart located at 530 W. 21st Street in National City. Martinez went behind the front counter and punched the Victim at least two times on the right side of his face forcing the Victim to the back room resulting in complaint of pain to his left cheek. Martinez pushed the Victim against a freezer resulting in scrapes on the Victim's shins and complaint of pain to his elbows. Martinez then threw a laptop computer striking the Victim on the back of his head.

Martinez ran to the customer area and tipped over several shelves. As the Victim ran outside for help, Martinez took a pack Camel cigarettes and a lighter from the display rack, opened the pack and lit a cigarette. Martinez also took a beverage from the display which he drank as police arrived on scene.

Martinez fled through the rear of the store and ran northbound along the train tracks to W. 18th Street where he was taken into custody. Martinez was taken to UCSD Medical Center for medical treatment.

As a result of Martinez' violent behavior during his apprehension, Officer Stinnett and Corporal Klos sustained some injuries.

ORIGIN:

On 12/01/12, at about 1016 hours, I responded to a call of an Armed Robbery in progress at the Trolley Side Deli & Minimart located at 530 W. 21st Street in National City. NCPD Dispatch advised over police radio that the Suspect was reportedly armed with a knife or gun and was still inside the business and unknown injuries to the Victim. The Suspect was described as a White or Hispanic male in his 30's, with tattoos, wearing a white t-shirt and blue pants.

INVESTIGATION:

Sergeant Young advised over his police radio he had the Suspect, later identified by his California Identification Card as Manuel Martinez [REDACTED], who was barricaded inside the rear of the Trolley Side Deli & Minimart at gunpoint.

Upon arrival, I saw Sergeant Young with weapon drawn in front of business and went to his location. Sergeant Young advised there may be an exit to the northwest of the building. See Sergeant Young's Supplemental Report for further details.

I went along the trolley train tracks on the Westside of the building to search for a possible exit. Detective Dizinno acted as my cover officer. See Detective Dizzino's Supplemental Report for further details. As I approached the loading dock on the north side of the building, Sergeant Meeks, who was on the east side of the loading dock, advised he saw Martinez exit the building and was inside the loading dock. See Sergeant Meeks' Supplemental Report for further details. As I scanned the area, Detective Dizinno advised Martinez was north of my position. I looked north along the train tracks and saw Martinez running northbound about 50 yards in front of me. Detective Dizinno and I trailed Martinez and put out his direction of travel.

REPORTING OFFICER Sakamoto	ID# 439	DIVISION	APPROVED BY Ybarra	ID# 381	DATE AND TIME OF REPORT 12/01/2012 12:43
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INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 8 OF 10	CASE NUMBER 1207248
CONTINUED FROM CRIME	BEAT 24	DISTRICT	DATE 12/01/2012	DAY OF WEEK Sat	TIME 10:16
PRIMARY CODE SECTION PC 245A1 - Assault with a deadly weapon or instrument other than a firearm					
ADDITIONAL CODE SECTION(S) PC 212.5(C) - ROBBERY; SECOND DEGREE; PC 69 - OBSTRUCT/RESIST EXEC OFFICER					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					

As he arrived at the W. 18th Street overpass, Martinez went into the bushes on the west side of the tracks. Shortly there after, Corporal Klos advised he was taking Martinez into custody. See Corporal Klos' Supplemental Report for further details.

Detective Dizinno and I returned to the scene. While en route back to the scene, I heard Sergeant Meeks say over police radio Martinez was continuing to fight officers.

Detective Dizinno took digital photos of the scene and the Victim's injuries which he gave to me. I, later at NCPD, transferred the photos to CD-R and impounded it for evidence.

I contacted the Victim, identified by his California Driver License as [REDACTED] I documented his statement. [REDACTED] stated Martinez punched him at least two (2) times on his left cheek resulting in redness and swelling. Martinez pushed [REDACTED] causing him to fall against a freezer hitting his right cheek, both elbows, and both shins. Martinez also threw [REDACTED] laptop computer at him which hit [REDACTED] in a unknown location. I saw redness on [REDACTED] right cheek. [REDACTED] had complaint of pain to both of his elbows, scrapes on both his shins and a cut about one inch in length on his right index finger.

[REDACTED] stated during the incident, Martinez took a pack of Camel unfiltered cigarettes and a blue BIC lighter from the display rack and smoked a cigarette. I looked on the front counter and saw a pack of Camel unfiltered cigarettes with one (1) cigarette missing and a blue BIC lighter. Martinez also advised Martinez took and drank a blue Monster Energy Drink. I looked in the back room and saw an open blue can of Monster Lo-Carb Energy Drink on the counter. [REDACTED] can identify Martinez if seen again.

Sergeant Meeks directed me to lock down the scene for detectives and crime scene specialists. See Detective Ybarra's Report and CSS Kirkendall's Supplemental Report for further details. I put up crime scene tape blocking the front and rear of the business and assumed duties of scene security/scribe. I documented scene access as follows:

1410 hours - Det. Dizinno and M. Hermiz enter scene to front doorway re camera coverage.
1445 hours - CSS Kirkendall entered scene
1456 hours - Det. Wilkins entered scene
1457 hours - Lt. Tellez entered scene
1547 hours - Det. Walters and Det. Ybarra entered scene.
1650 hours - All units clear scene. Scene released to Victim.

During this time, I also stood by with [REDACTED] until Detective Walters transported him to NCPD for an interview.

BACKGROUND:

None.

STATEMENTS:

Statement [REDACTED] (Victim):

REPORTING OFFICER Sakamoto	ID# 439	DIVISION	APPROVED BY Ybarra	ID# 381	DATE AND TIME OF REPORT 12/01/2012 12:43
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COPY - 12/04/2012

INCIDENT NUMBER		SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE		PAGE 9 OF 10	CASE NUMBER 1207248
CONTINUED FROM CRIME	BEAT 24	DISTRICT	DATE 12/01/2012	DAY OF WEEK Sat	TIME 10:16
PRIMARY CODE SECTION PC 245A1 - Assault with a deadly weapon or instrument other than a firearm					
ADDITIONAL CODE SECTION(S) PC 212.5(C) - ROBBERY; SECOND DEGREE; PC 69 - OBSTRUCT/RESIST EXEC OFFICER					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					

█████ stated that on 12/01/12, at about 1016 hours, he was working as a clerk at the Trolley Side Deli & Minimart located at 530 W. 21st Street in National City. █████ was at the refrigerator on the southwest of the business when the Suspect, identified as Manuel Martinez, entered the east front door and went to the front counter. █████ went behind the counter and asked Martinez, "May I help you?"

Martinez walked behind the front counter and approached █████ told Martinez he was not supposed to be behind the counter. Martinez responded by punching █████ on the left cheek at least two (2) times causing █████ stumble back and turn around. Martinez punched █████ on the back and pushed him through the doorway to the back room. █████ fell against a freezer hitting his right cheek on a shelf, both elbows and both shins on the freezer.

█████ picked up a hot plate from the backroom counter and held it up to block on-going punches by Martinez, moving it in an up-and-down motion. Martinez returned to the front counter, picked up █████'s laptop computer and threw it at █████ █████ advised the laptop hit him, but at the time was unable to specify where it impacted him.

Martinez went to the customer area and tipped over shelves spilling merchandise all over the floor. █████ saw an opening and ran outside and asked by passers to call for help while still holding the hot plate. █████ looked through the south front door of the business and saw Martinez behind the front counter. Martinez took a pack of Camel unfiltered cigarettes from the display rack and opened it. He took a cigarette out and grabbed a lighter from the display rack, but failed to light it. Martinez grabbed a blue BIC lighter and lit his cigarette.

Martinez went to the refrigerator and took a blue Monster Lo-Carb Energy Drink and drank it. Police arrived on-scene.

EVIDENCE:

TAG #	DESCRIPTION
I0081482	CD-R Digital Photos

CSS Kirkendall and Detective Wilkins processed the scene for evidence. Refer to their Supplemental Reports for further details.

INJURY:

█████ had redness and swelling to his left and right cheeks, complaint of pain to both elbows, small scrapes to his shins and a cut about one inch in length on his right index finger. █████ refused medical treatment for his injuries.

PROPERTY DAMAGE:

Martinez (Suspect) threw the Victim's laptop computer (valued at about \$400) which came apart as it impacted the floor. Martinez caused an unknown amount of damage to merchandise. Store employees were unable to assess damages until the scene was processed.

REPORTING OFFICER Sakamoto	ID# 439	DIVISION	APPROVED BY Ybarra	ID# 381	DATE AND TIME OF REPORT 12/01/2012 12:43
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INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 10 OF 10	CASE NUMBER 1207248
CONTINUED FROM CRIME	BEAT 24	DISTRICT	DATE 12/01/2012	DAY OF WEEK Sat	TIME 10:16
PRIMARY CODE SECTION PC 245A1 - Assault with a deadly weapon or instrument other than a firearm					
ADDITIONAL CODE SECTION(S) PC 212.5(C) - ROBBERY; SECOND DEGREE; PC 69 - OBSTRUCT/RESIST EXEC OFFICER					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					

FOLLOW UP:

To be determined by the Investigations Division.

RELATED REPORTS:

Sergeant Meeks' Supplemental Report
Sergeant Young's Supplemental Report
Sergeant Aydelotte's Supplemental Report
Sergeant Cordero's Supplemental Report
Corporal Klos' Supplemental Report
Officer Dougherty's Supplemental Report and CHP 180
Officer Stinnett's Supplemental Report
Officer Barawed's Supplemental Report
CSS Kirkendall's Supplemental Report
Detective Ybarra's Supplemental Report
Detective Dizinno's Supplemental Report

REPORTING OFFICER Sakamoto	ID# 439	DIVISION	APPROVED BY Ybarra	ID# 381	DATE AND TIME OF REPORT 12/01/2012 12:43
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COPY - 12/04/2012

SAN DIEGO REGIONAL ADDITIONAL VICTIMS/WITNESSES/OTHERS										PAGE 1 OF 3		CASE NUMBER 1207248																																																																														
INCIDENT NUMBER										BEAT 24		DISTRICT		DATE 12/01/2012																																																																												
LOCATION OF INCIDENT, CITY STATE ZIP 400 W 22ND ST, NATIONAL CITY, CA 91950																																																																																										
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INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 2 OF 3	CASE NUMBER 1207248
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT 24	DISTRICT	DATE 12/01/2012	DAY OF WEEK Sat	TIME 10:16 - 11:45
PRIMARY CODE SECTION PC 211 - ROBBERY					
ADDITIONAL CODE SECTION(S)					
LOCATION OF INCIDENT, CITY STATE ZIP 400 W 22ND ST, NATIONAL CITY, CA 91950					

SUPPLEMENTAL REPORT

ORIGIN

On 12/01/12, at approximately 1016 hours, NCPD Dispatch broadcasted that a 211 PC (Robbery) was occurring now at 530 W 21st Street, national City (the deli at the W 24th Street trolley stop). I responded from a few blocks away to assist.

NARRATIVE

On the above date and time, I was working Office of Traffic Safety (OTS) Traffic Enforcement overtime. I was in the area at West 18th Street, when NCPD Dispatched broadcasted that a 211 PC was occurring now at the deli located next to the 24th Street trolley station. Additionally it was broadcasted that the suspect had a gun or a knife. I was the first officer on scene; I arrived at approximately 1018 hours.

Upon arrival, I observed several people standing outside of the deli and pointing into the shop. From the crowd of people, I heard someone say, "The guy in the store has a gun." I moved into a position where I could see clearly through the south facing entrance door. I could view the cashier area and a doorway/hallway leading into what appeared to be a backroom. I took cover behind a telephone booth where I could see an individual who I believed was the suspected, bobbing and weaving in and out of the doorway, drinking a Monster style can beverage and eating and unknown object/substance.

I was approximately 25-30 feet away from the person I believed was the suspect. This individual was either a Hispanic male adult or a White male adult, 28-35 years old, short black hair, black mustache, about 5-09 to 6-00 tall, about 170-190 pounds, multiple tattoos over his exposed skin and wearing a white tank top undershirt and blue jeans. I broadcasted a description of the individual I saw out on the air for arriving units to the scene. I drew my handgun and pointed it at the suspect. I broadcasted, "Give me the air....I have one at gunpoint!"

I ordered the person I believed to be the suspect to the ground at gunpoint, he disregarded my commands as he moved away from the door way. The suspect appeared to be very agitated, paranoid and confused. Based on my training and experience, I believed he appeared to be under the influence of a controlled substance. As I ordered the suspect to the ground appeared to quickly finish the Monster drink he had in his and consume quickly what he was eating.

The store clerk was at my right side approximately 10-15 feet away from me. I asked him if that was the suspect in the store and he said, "Yes." I asked the store clerk if there was anyone else in the store and he said, "No." I asked the store clerk if there was a back way out of the deli and the store clerk old me there was to the north. I put this information out to the officers who were arriving to set up a perimeter. Just as I finished broadcasting the location of a possible exit of the building, Sergeant Meeks broadcasted that he had a subject matching that description running out of the back area behind the deli then onto the trolley tracks west of the deli. I maintained my location until the suspect was apprehended and it was confirmed he was only suspect in the robbery. I then cleared the deli and looked for any other suspects and evidence. I requested officers to assist in the investigation at the scene and to take witness statements.

REPORTING OFFICER Young	ID# 365	DIVISION PAT	APPROVED BY Young	ID# 365	DATE AND TIME OF REPORT 12/01/2012 11:45
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INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 3 OF 3	CASE NUMBER 1207248
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT 24	DISTRICT	DATE 12/01/2012	DAY OF WEEK Sat	TIME 10:16 - 11:45
PRIMARY CODE SECTION PC 211 - ROBBERY					
ADDITIONAL CODE SECTION(S)					
LOCATION OF INCIDENT, CITY STATE ZIP 400 W 22ND ST, NATIONAL CITY, CA 91950					

Upon arrival of Officer Sakamoto to the scene, I relinquished the investigation to him and took the statement of a witness identified as [REDACTED]

STATEMENTS

Statement of [REDACTED] (Witness)

[REDACTED] was in the deli at the trolley station at about 10:00 O'clock on Saturday, December 1, 2012. [REDACTED] was in the area where the potato chips were located. She noticed a Hispanic or White man approach the cashier's counter from the east and begin to lean over the counter where the store clerk was standing on the other side. [REDACTED] said she could hear the man who was leaning over the counter say something, but she could not make out what he said. [REDACTED] said that the man had a silver object in one of his hands (unknown what hand) but could not tell what it was.

The store clerk raised his voice and told the man leaning over the counter the, "Get the fuck out of here" multiple times. [REDACTED] said the store clerk yelled loudly as though he wanted other people in the store to know he was being robbed. All of a sudden, the man leaning over the counter began to attack the store clerk. The store clerk picked up a metal object (latter identified as a hot plate) and began to defend himself by hitting the man who was leaning over the counter with the metal object. [REDACTED] quickly left the store and as she left she could hear crashing coming from within the store. Acker called "911" to report the incident.

[REDACTED] identified the suspect as a White or Hispanic male adult, about 5-10 tall, medium build, mustache and black hair, having a lot of tattoos, and wearing a white tee shirt and blue jeans

REPORTING OFFICER Young	ID# 365	DIVISION PAT	APPROVED BY Young	ID# 365	DATE AND TIME OF REPORT 12/01/2012 11:45
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INCIDENT NUMBER		SAN DIEGO REGIONAL ADDITIONAL VICTIMS/WITNESSES/OTHERS				PAGE 1 OF 4		CASE NUMBER 1207248	
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950						BEAT 24	DISTRICT	DATE 12/01/2012	

VICTIM / WITNESS	W-TYPE	VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)									
	W	16	Meeks, Jeffrey					PHONE			
	RESIDENCE ADDRESS, CITY STATE ZIP										
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE	RELATION TO: VICTIM SUSPECT		
				NC	375			No	N		
	STATUS	EMPLOYER / SCHOOL			OCCUPATION / RANK / GRADE			DAYS OFF	WORK HOURS		
	E	NCPD			Sergeant			Vary	Vary		
	BUSINESS ADDRESS, CITY STATE ZIP									PHONE	VW ASSIST
N											
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)											

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 NATIONAL CITY POLICE DEPARTMENT

REPORTING OFFICER Meeks	ID# 375	DIVISION	APPROVED BY Ybarra	ID# 381	DATE AND TIME OF REPORT 12/01/2012 15:40
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INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 2 OF 4	CASE NUMBER 1207248
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT 24	DISTRICT	DATE 12/01/2012	DAY OF WEEK Sat	TIME 10:16
PRIMARY CODE SECTION PC 245A1 - Assault with a deadly weapon or instrument other than a firearm					
ADDITIONAL CODE SECTION(S) PC 212.5A - ROBBERY: FIRST DEGREE; PC 69 - OBSTRUCT/RESIST EXEC OFFICER					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					

OFFICER'S SUPPLEMENTAL

On 12-01-12 at about 1016 hours I heard officers being dispatched to a robbery in progress. The call was updated where a person was possibly shot. I began driving to the scene when I heard Sgt. Young say over the police radio that he had one at gunpoint. Sgt. Young updated the situation by saying there was a single suspect and he had now barricaded himself in a back room.

I drove toward the rear of the building in order to get a tactical position in case there was a back door the suspect could use to flee. As I drove into the area I saw a male, later identified as Manuel Martinez, running northbound through a small parking lot. Martinez was wearing a white tank top and was heavily tattooed and matched the general description of the suspect.

I exited my police car, however lost sight of Martinez for a moment as workers, who were working in the parking lot fled the area Martinez was in. I radioed Martinez' last location and direction of travel. A few moments later I heard another officer say Martinez was running northbound on the trolley tracks.

I entered my police car and began driving northbound on Wilson Ave, paralleling Martinez direction of travel in case Martinez turned eastbound. After several moments I heard Corporal Klos radio he was taking one into custody. I drove westbound on 18th St, then northbound onto the on ramp for Interstate 5.

I saw two police cars stopped in the lane, next to a blue car and a white truck. I saw Officer Stinnett in the bed of the truck and Corporal Klos standing on the driver's side. Both officers were actively engaged in taking Martinez into custody (See supplemental reports).

As I exited my police car I could see Martinez flailing around in the back of the truck as if fighting with Officer Stinnett. Officer Stinnett and Corporal Klos were both yelling at Martinez to stop resisting and surrender his left hand.

As I walked closer I could see Martinez would not surrender his left arm and continued to pull and kick toward Officer Stinnett. I removed my [REDACTED] then removed the [REDACTED] I delivered a [REDACTED] to [REDACTED] This was [REDACTED] so I [REDACTED] to Martinez [REDACTED] this [REDACTED] I pulled [REDACTED]

I then delivered a third [REDACTED] to Martinez' to lower back. This was effective and I heard Martinez cry out and then released his left arm, allowing Officer Stinnett to handcuff him. Officer Stinnett exited the truck bed and opened the tailgate. Martinez was pulled out of the truck bed and assisted to his feet in order to be walked to a police car. At this time I could see Martinez was bleeding from a wound to his forehead.

Martinez suddenly slumped to the ground and would not respond to officers commands. I assisted officers lift Martinez to his feet as they walked him toward a police car. I turned away and attempted to speak to the witnesses, who were parked along the curb. I began to obtain the information from [REDACTED] and [REDACTED] (who originally told me her last name was also [REDACTED]), when I heard a commotion.

REPORTING OFFICER Meeks	ID# 375	DIVISION	APPROVED BY Ybarra	ID# 381	DATE AND TIME OF REPORT 12/01/2012 15:40
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INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 3 OF 4	CASE NUMBER 1207248
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT 24	DISTRICT	DATE 12/01/2012	DAY OF WEEK Sat	TIME 10:16
PRIMARY CODE SECTION PC 245A1 - Assault with a deadly weapon or instrument other than a firearm					
ADDITIONAL CODE SECTION(S) PC 212.5A - ROBBERY: FIRST DEGREE; PC 69 - OBSTRUCT/RESIST EXEC OFFICER					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					

began to raise her voice and ask if she could leave. began to cry and say, "That's how my first husband was killed!!" Since was now becoming a distraction to the situation I told her she and could leave. I was able to get their personal information prior to releasing them.

I turned around and saw Corporal Klos and Officer Stinnett again struggling with Martinez. Martinez was on the ground and kicking and attempting to turn over. I walked over and heard Martinez say, "I'm Ghost. I have a weapon." Martinez then began to turn again and reached around his body, while handcuffed, and reached into his waistband.

Seeing this and not wanting Martinez to squirm or turn any further, since I now believed he had a gun in his waist band, I placed my foot on the back of Martinez neck and upper back area. This was only semi effective as Martinez would turn his head to either side, while attempting to push his body up.

Martinez continued to yell and continued to reach into his waist band, in fact pushing his left had inside his pants at one point, yelling "I got a weapon." I continued to push Martinez' upper body and head down with my foot. I kept constant pressure in order to control the upper body and stop Martinez from moving. At no time did I raise my foot and stomp Martinez. I had to readjust several times as Martinez continued to flail and kick. When Martinez was flailing and kicking it would cause my foot placement to move, which I would then readjust. I did not want to apply pressure to Martinez throat area.

Officer Shephard arrived a few moments later and attempted to assist by holding Martinez' legs and attempting to apply a . However this was not effective due to Martinez kicking and flailing.

I continued to have concern that Martinez had a gun in his waistband, so I again unholstered my and administered a to his lower back. This was and had on Martinez. I placed my directly on Martinez' wrist and again delivered a in hopes of Martinez releasing his hand from his waistband. However again this was ineffective. I again .

I stood back up and returned to Martinez upper body where I again placed my foot on his upper back and attempted to secure him. I saw Martinez was pulling his hands apart to the point I could see his hand turning red as he strained against the handcuffs. I asked if anyone had hinged handcuffs, which Corporal Klos did. I asked Officer Stinnett and Corporal Klos to place the cuffs on Martinez. I did this to limit the movement of Martinez' hands,. With regular handcuffs, Martinez was able to twist his hands back and forth possibly causing injury to his own wrists to the point I believed he may break his own wrists.

In order to secure Martinez and get the hinged handcuffs on I pushed down with my hands and applied by bodyweight over Martinez, This was semi effective in securing Martinez, however while holding him I heard someone tell me, "Watch out, he's trying to bite you." I looked down and saw indeed Martinez was turning his head and arching with his mouth open in an attempt to bite my left hand, which was on his left scapula area. I stood up and again placed my foot over the upper back/neck area of Martinez.

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INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 4 OF 4	CASE NUMBER 1207248
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT 24	DISTRICT	DATE 12/01/2012	DAY OF WEEK Sat	TIME 10:16
PRIMARY CODE SECTION PC 245A1 - Assault with a deadly weapon or instrument other than a firearm					
ADDITIONAL CODE SECTION(S) PC 212.5A - ROBBERY: FIRST DEGREE; PC 69 - OBSTRUCT/RESIST EXEC OFFICER					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					

After several minutes paramedics arrived and assisted Corporal Klos and Officer Stinnett in placing Martinez on the gurney. Martinez continued to struggle as paramedics, police and fire secured him to the gurney. I watched a one paramedic prepared [REDACTED]

A moment later I looked over and saw Martinez was strapped to the gurney; [REDACTED] I saw a spit mask had been placed over Martinez face and it was covered in blood, however Martinez had a fixed gaze and was just staring straight ahead with his eyes wide open. I believed that was the effect of the [REDACTED] Martinez was wheeled to the ambulance, where I was then told [REDACTED] Martinez was driven by ambulance to UCSD Hospital, where he [REDACTED] at the time of this writing.

At about 1430 hours I along with Corporal Klos and Officer Stinnett walked from the original crime scene along the trolley tracks looking for any weapons or items Martinez may have thrown. We had negative results.

Based on this incident I gave my Taser to Detective Wilkins. Detective Wilkins took possession of the Taser.

REPORTING OFFICER Meeks	ID# 375	DIVISION	APPROVED BY Ybarra	ID# 381	DATE AND TIME OF REPORT 12/01/2012 15:40
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INCIDENT NUMBER		SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 1 OF 7	CASE NUMBER 1207248
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT 24	DISTRICT	DATE 12/01/2012	DAY OF WEEK Sa	TIME CONFIDENTIAL	
PRIMARY CODE SECTION PC 245A1 - Assault with a deadly weapon or instrument other than a firearm				THIS RECORDS HAS BEEN RECORDED AS BEI		
ADDITIONAL CODE SECTION(S)				RELEASED PURSUANT TO CALIFORNIA PENA		
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950				CODE 11075 THROUGH 11081 SUBSEQUENT		
				DISTRIBUTION OF INFORMATION CONTAINED		
				RESTRICTED BY 11140 THROUGH 11144 CPC.		
				NATIONAL CITY POLICE DEPARTMENT		

Detective Report

On 12-01-12, at about 1130 I was called to NCPD to assist in the follow up investigation of a robbery that had just occurred. The suspect (Manuel Martinez) had sustained some injuries during the course of the robbery and arrest and had [REDACTED] at one point. He was being treated at UCSD. I came to NCPD to meet with other NCPD detectives.

Detective Walters had located the victim of the robbery, [REDACTED] and drove him to NCPD. Once Detective Walters and CSS Kirkendall completed taking photos of [REDACTED] injuries, I had him sign a medical release form [REDACTED] said he was probably going to be treated at Grossmont Hospital but he was not sure. I listed Grossmont Hospital and all other medical treatment facilities on the release form, PD-511.

After that was completed, we had a briefing related to the robbery incident. I was assigned to try to locate Martinez's residence. I ran a record's check on Martinez and saw he had listed an address of [REDACTED] in National City with State Parole. Martinez was currently being supervised per AB-109 but parole still had current information on him. Officer Dougherty and I went to that address and knocked on the door. A male, [REDACTED] answered and said Manuel did live there. [REDACTED] got his mother, [REDACTED] who then came to the door. She also said Manuel lived there. She said he had just gotten out of prison 3 days ago and was staying there until he could get a bed at a drug treatment facility. [REDACTED] told me it was her understanding that it would take Manuel about two weeks to be able to get a bed at a drug treatment facility.

[REDACTED] told me Manuel was sleeping on the couch in the living room and he did not have a separate room. There were only two rooms in the house. [REDACTED] had one and [REDACTED] had the other one. [REDACTED] said he other son, [REDACTED], would also sleep in a chair in the living room. [REDACTED] was not there and was currently hospitalized due to issues with [REDACTED] I asked [REDACTED] for permission to search her house and she that was fine and she did not have anything to hide. She signed a consent to search form, see NCPD PD 810 form.

[REDACTED] was a single detached, single story residence. The house is small and old. There were two bedrooms, one bath, one kitchen and a living room. There was a front yard, side driveway on the north and rear yard.

REPORTING OFFICER Nagle	ID# 371	DIVISION	APPROVED BY Leach	ID# 310	DATE AND TIME OF REPORT 12/01/2012 16:10
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COPY - 12/07/2012

INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 2 OF 7	CASE NUMBER 1207248
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT 24	DISTRICT	DATE 12/01/2012	DAY OF WEEK Sat	TIME 10:16
PRIMARY CODE SECTION PC 245A1 - Assault with a deadly weapon or instrument other than a firearm					
ADDITIONAL CODE SECTION(S)					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					

█████ showed me an area in his room where he had let Manuel store some of his belongings. This was in the south/east corner of the room. I saw there were minimal items of clothing and miscellaneous paper work. I searched the house and located a cell phone in █████ room. █████ said that was not his phone and it did not even work. He said his mother had given it to Manuel. I collected that phone. I collected some miscellaneous papers and mail from that area. █████ also said Manuel would hang some clothes in the closet. I searched the closet and located some other papers for Manuel and collected those. I searched the couch area and did not locate anything else. Officer Dougherty searched the bathroom, kitchen and exterior but did not locate anything of significance. Detective DiZinno took photos of the house, inside and out, refer to his photos for details.

Neither █████ nor █████ had seen Manuel using drugs. █████ did say Manuel had trouble sleeping at night. █████ said Manuel was complaining of an issue with his wisdom teeth on his right side. █████ said his jaw was swollen and had a lump on it. She did not think he was taking any medication for it. They had not seen Manuel with any guns. They had not seen Manuel acting bizarre. █████ said Manuel did not have a cell phone, a job, a girlfriend, a car or a computer. She said he would walk to get around. Manuel did not have a bus pass yet. █████ said Manuel would use her cell phone upon occasion █████ thought Manuel left the house at about 0830 to 0930 today. She thought he was going to go see his Probation Officer.

Later, on 12-01-12, I interviewed one of the fire fighters who responded to the scene to treat Martinez. I interviewed him at the investigations' area of the police department.

Statement of O. Aguirre: (Witness)

- Aguirre was working Truck 34B this day
- He received a call to "evaluate for PD" at 18th St. and Wilson Ave.
- The driver of the fire truck parked behind the police car
- Aguirre saw the suspect (Manuel Martinez) on the ground near the right / front of the police car
- There were four officers on him
- Martinez was fighting the police
- Martinez was face down but Aguirre could not see if he was handcuffed but thought he may have been
- Aguirre was kicking and moving his head all around
- Martinez did not say anything

REPORTING OFFICER Nagle	ID# 371	DIVISION	APPROVED BY Leach	ID# 310	DATE AND TIME OF REPORT 12/01/2012 16:10
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INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 3 OF 7	CASE NUMBER 1207248
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT 24	DISTRICT	DATE 12/01/2012	DAY OF WEEK Sat	TIME 10:16
PRIMARY CODE SECTION PC 245A1 - Assault with a deadly weapon or instrument other than a firearm					
ADDITIONAL CODE SECTION(S)					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					

- The officers were yelling stop resisting
- Aguirre was standing by waiting so he could treat Martinez
- Once the medics got there, Aguirre got the backboard from the ambulance in anticipation of needing that
- Once Martinez was able to be restrained, the plan was to load him to the backboard and use restraints on him
- At one point they were able to maneuver Martinez to the backboard and began to strap him down. This took place near the back of the police car
- There was a set of cord cuffs from that the officers had put on Martinez so they took those off
- They got one arm restrained then a paramedic came up and gave Martinez [REDACTED]
- [REDACTED]
- They were able to finish restraining Martinez at that point
- Aguirre saw Martinez had a small cut to the area of his right eye and his toes
- They put a spit mask on Martinez because he was spitting when the officers were trying to restrain him
- They put the backboard on the gurney
- Aguirre saw Martinez's [REDACTED]
- Aguirre checked and Martinez still had a pulse
- After reassessing another time, Aguirre realized Martinez [REDACTED]
- Aguirre [REDACTED]
- He notified others and they immediately transported to UCSD
- During the drive to the hospital, Aguirre reassessed and realized Martinez [REDACTED]
- Martinez did not say anything during the drive to the hospital
- Aguirre believed Martinez [REDACTED]
- He described Martinez as being [REDACTED]

On 12-5-12, I talked with Probation Officer William Young reference Martinez. Young told me that Agent E. Armas will be the primary supervising agent but she was unavailable so Young provided me the information I needed.

- Martinez was released from prison on 11-27-12
- Reported to the Hall of Justice on 11-29-12 for mandatory report in
- Martinez was asked if he needed drug treatment and he said no
- He was not drug tested which is normal
- Martinez listed his home address as [REDACTED] with a phone number of [REDACTED]

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INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 4 OF 7	CASE NUMBER 1207248
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT 24	DISTRICT	DATE 12/01/2012	DAY OF WEEK Sat	TIME 10:16
PRIMARY CODE SECTION PC 245A1 - Assault with a deadly weapon or instrument other than a firearm					
ADDITIONAL CODE SECTION(S)					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					

- Martinez has previously reported health issues to his probation officer such as problems with his [REDACTED]
- It was noted in Martinez's file he was an intravenous drug user in prison
- Martinez called the NC probation office on the 30th and left a message asking when he needed to report
- Martinez has not reported to the office as of the date of this incident

I talked with Agent Armas who told me she had talked with Martinez on the phone. She told me he sounded sober at that time. She said she had not yet been able to meet with Martinez or set a date to meet him, which was pending.

On 12-6-12, I reviewed the items I collected from Martinez's living area. There was a bottle of [REDACTED]. The prescription listed Martinez's name and was filled at Donovan Prison. There were 30 pills and only one appeared to be taken (29 remained). There was a [REDACTED]. These items had recovered from the top of the speaker in [REDACTED] room.

There was a LG / Verizon cell phone I recovered. I reviewed that phone and saw in case of emergency contact [REDACTED] El Cajon [REDACTED]. Also listed was [REDACTED] at [REDACTED]. The name card for the phone was [REDACTED] [REDACTED] with an address of [REDACTED]. I called the [REDACTED] number which was disconnected. I called [REDACTED] who told me he knew [REDACTED] but [REDACTED] had moved from [REDACTED] four months ago. [REDACTED] lived there for about six months though [REDACTED] thought [REDACTED] may be in drug rehab. I called [REDACTED] at [REDACTED] and left a message but she has never returned my call. At this point, I am unable to determine if Martinez was allowed to be in possession of this phone or if it was stolen.

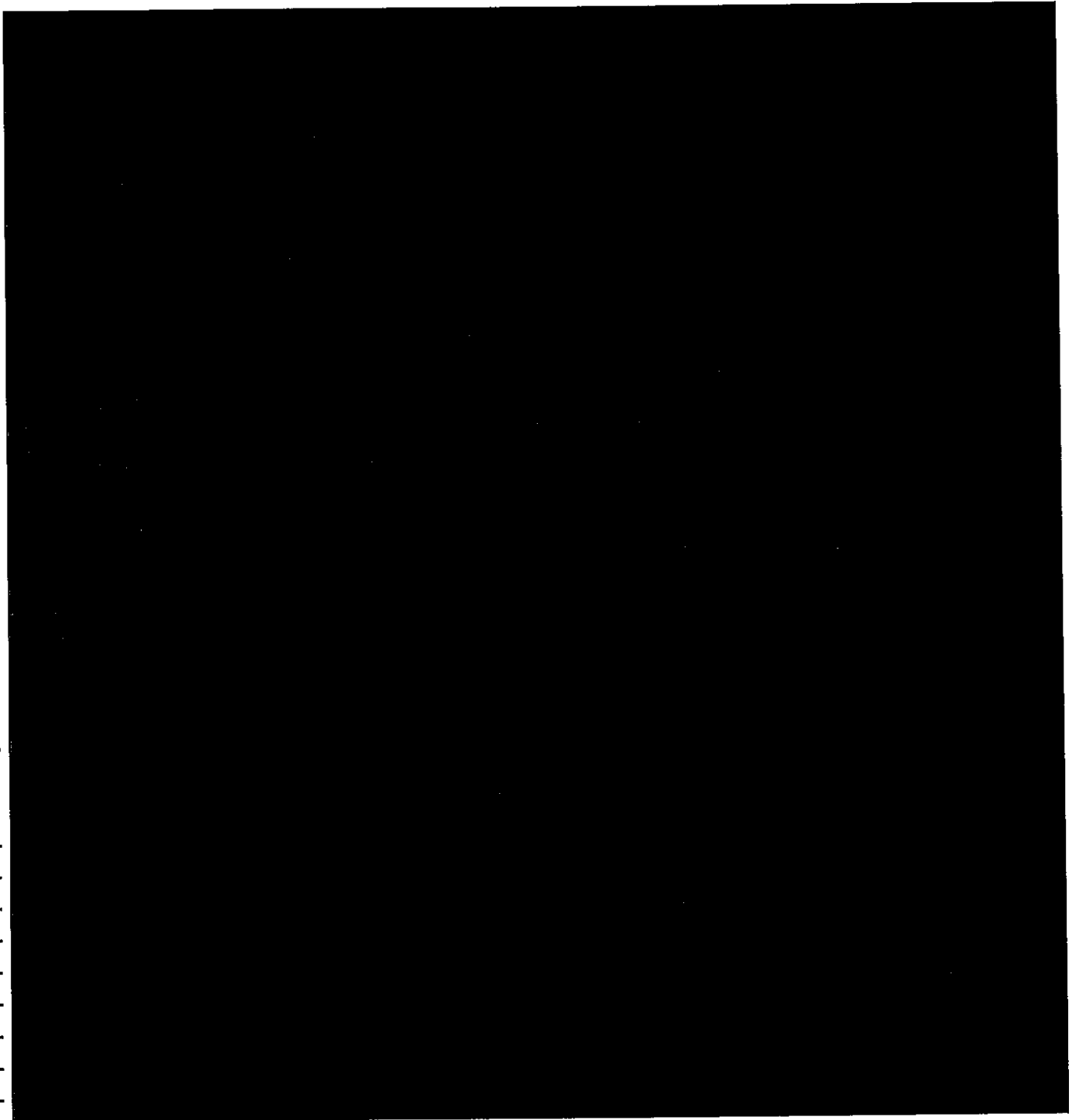
I located other papers which listed gang members' names, phone numbers and addresses. I made a copy of them, see attached. I also located an MTS trolley pass dated 11-27-12 at 10-46AM from the Iris St. trolley. This is the date Martinez was released from prison.

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INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 5 OF 7	CASE NUMBER 1207248
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT 24	DISTRICT	DATE 12/01/2012	DAY OF WEEK Sat	TIME 10:16
PRIMARY CODE SECTION PC 245A1 - Assault with a deadly weapon or instrument other than a firearm					
ADDITIONAL CODE SECTION(S)					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					

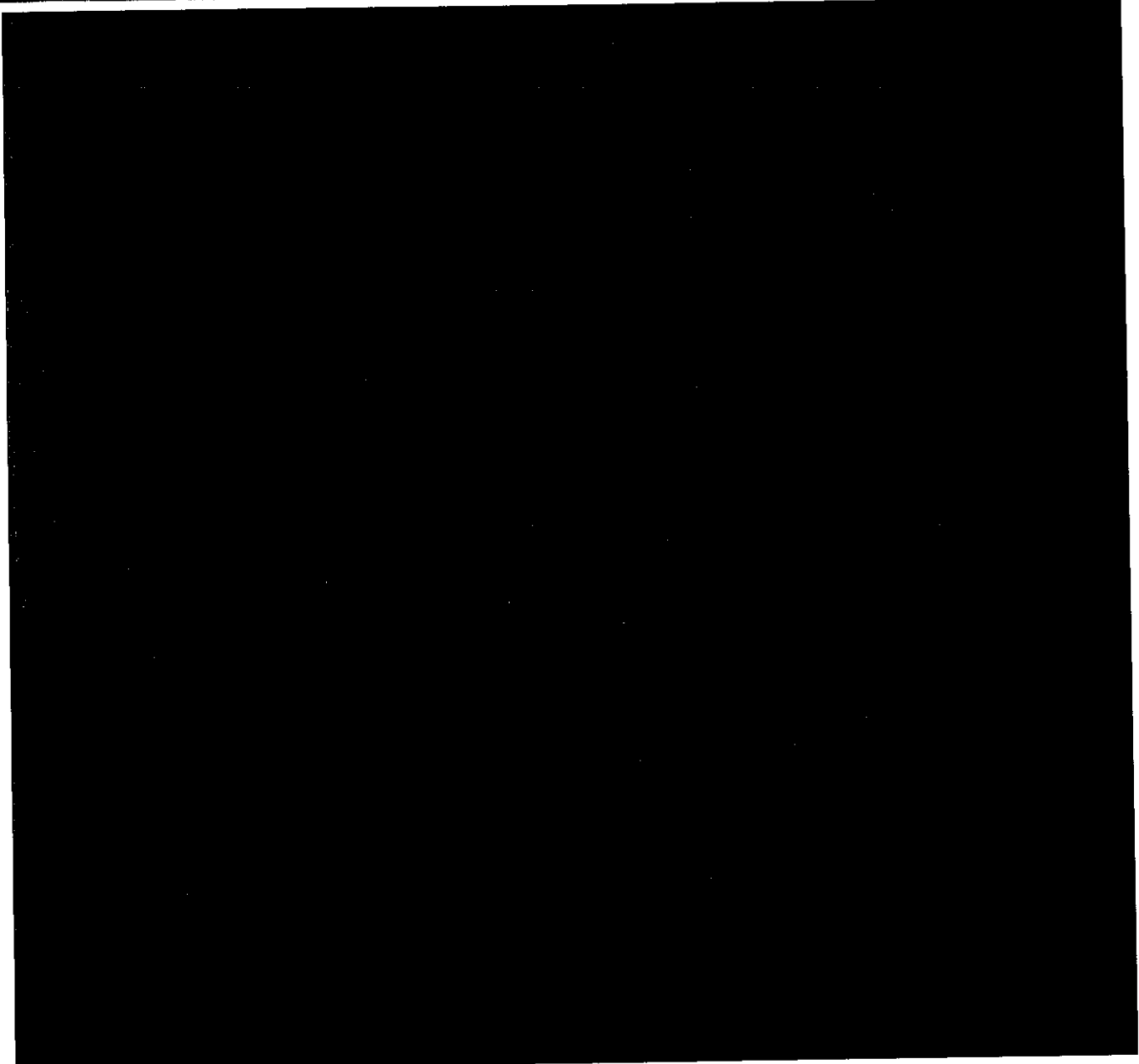
MANUEL MARTINEZ BACKGROUND



REPORTING OFFICER Nagle	ID# 371	DIVISION	APPROVED BY Leach	ID# 310	DATE AND TIME OF REPORT 12/01/2012 16:10
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INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 6 OF 7	CASE NUMBER 1207248
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT 24	DISTRICT	DATE 12/01/2012	DAY OF WEEK Sat	TIME 10:16
PRIMARY CODE SECTION PC 245A1 - Assault with a deadly weapon or instrument other than a firearm					
ADDITIONAL CODE SECTION(S)					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					



REPORTING OFFICER Nagle	ID# 371	DIVISION	APPROVED BY Leach	ID# 310	DATE AND TIME OF REPORT 12/01/2012 16:10
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INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 7 OF 7	CASE NUMBER 1207248
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT 24	DISTRICT	DATE 12/01/2012	DAY OF WEEK Sat	TIME 10:16
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ADDITIONAL CODE SECTION(S)					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					



REPORTING OFFICER Nagle	ID# 371	DIVISION	APPROVED BY Leach	ID# 310	DATE AND TIME OF REPORT 12/01/2012 16:10
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INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 1 OF 3	CASE NUMBER 1207248
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT	DISTRICT	DATE 12/01/2012	DAY OF WEEK Sat	TIME 10:16
PRIMARY CODE SECTION PC 211 - ROBBERY					
ADDITIONAL CODE SECTION(S) PC 245A1 - Assault with a deadly weapon or instrument other than a firearm; PC 69 - OBSTRUCT/RESIST					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST 91950					

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THIS RECORDS HAS BEEN RECORDED AS BEING
RELEASED PURSUANT TO CALIFORNIA PENAL
CODE 1075 THROUGH 11081 SUBSEQUENT
DISTRIBUTION OF INFORMATION CONTAINED IS
RESTRICTED BY 11140 THROUGH 11144 CPC
NATIONAL CITY POLICE DEPARTMENT

OFFICER'S SUPPLEMENTAL REPORT

ORIGIN:

On 12-01-12 at about 1027 hours, I responded to the area of West 18th Street and Wilson Avenue to assist officers who advised they were fighting a suspect.

INVESTIGATION:

On the above date, at about 1016 hours, Officers responded to the Trolley Deli at 530 West 21st Street reference a possible armed robbery in progress. The suspect fled the scene on officers' arrival, and was located a few blocks away at West 18th Street and Wilson Avenue, where he violently resisted officers attempting to arrest him.

I was in plainclothes in an unmarked police vehicle, equipped with emergency lights and sirens. Sergeant Cordero was with me, also in plainclothes. We are both assigned to the NCPD Gang Enforcement Team. We were on our way back from the downtown San Diego area, southbound on Harbor Drive.

We had just passed the Coronado Bridge, southbound on Harbor Drive, when I monitored a radio transmission by Sergeant Meeks saying, "We're still fighting the suspect!" The location given was the I-5 onramp from West 18th Street near Wilson Avenue. I activated my emergency lights and siren and responded '██████' to assist.

I traveled all the way down through San Diego on Harbor Drive, into National City on surface streets and finally arrived on scene on the on ramp, parking behind several police vehicles and a fire truck.

When I was nearing the top of the ramp, I saw several officers trying to control a suspect, identified as Manuel MARTINEZ. Sergeant Meeks, Corporal Klos, Officer Stinnett and Corporal Shepherd were on scene and all attempting to control MARTINEZ. It took several minutes to travel down Harbor Drive and MARTINEZ was STILL violently resisting on our arrival.

MARTINEZ was on the ground, with his hands behind his back in handcuffs. He was thrashing so wildly it took all those officers just to hold him to the ground. I could see Officer Stinnett, trying to hold the suspect's legs down and apply a leg restraint cord, being physically lifted off the ground by MARTINEZ' legs. MARTINEZ was yelling and screaming incoherently, making almost animal like sounds. He had a lot of blood on his face.

NCFD personnel were on scene. Sergeant Meeks told me they were attempting to control MARTINEZ' violent resistance enough to put him on a waiting gurney and have medics evaluate him. However, MARTINEZ only continued to wildly and violently resist. I could see the officers attempting to control MARTINEZ were sweating and appeared exhausted.

I assisted by helping to hold MARTINEZ to the ground while a set of hinged handcuffs were applied. His wrists were discolored and bruised from where it appeared he had been twisting and pulling on the handcuffs.

REPORTING OFFICER Dougherty	ID# 367	DIVISION NPT	APPROVED BY Rounds	ID# 360	DATE AND TIME OF REPORT 12/01/2012 16:44
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INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 2 OF 3	CASE NUMBER 1207248
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT	DISTRICT	DATE 12/01/2012	DAY OF WEEK Sat	TIME 10:16
PRIMARY CODE SECTION PC 211 - ROBBERY					
ADDITIONAL CODE SECTION(S) PC 245A1 - Assault with a deadly weapon or instrument other than a firearm; PC 69 - OBSTRUCT/RESIST EXEC OFFICER					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST 91950					

I was surprised by MARTINEZ' strength. He did not appear to be big enough to display the strength I felt as I tried to hold him down. It took all of my body weight pressing down on his left leg to keep him from lifting it up off the ground. The whole time, officers kept telling him to relax and stop fighting, though it had no effect on MARTINEZ.

Once MARTINEZ was secured in the second pair of handcuffs, I assisted in helping to lift him onto the gurney. He continued to fight, even on the gurney. Medics secured him to the gurney with nylon four point restraints and he continued to violently struggle. At one point in the struggle on the gurney, one of the medics said I [REDACTED]. The entire time I was on scene, MARTINEZ never stopped struggling. The entire time I had hands on him, I never felt him relax or loosen up.

Medics loaded MARTINEZ onto the ambulance. A short time later, they advised MARTINEZ had [REDACTED]. MARTINEZ was transported to UCSD Medical Center. Officer Stinnett rode with medics in the ambulance, and I drove his police car to the hospital.

I later responded to [REDACTED] in San Diego. Sergeant Aydelotte requested I tow a truck back to NCPD for processing. The truck had been at the scene where MARTINEZ was arrested, and MARTINEZ had jumped into the back of it when he was fleeing from police, leaving what appeared to be bloodstains in the bed. The owner of the truck had also been on scene and volunteered to go to NCPD to provide a statement.

I had the truck towed by Moynahan's Towing to the underground parking facility at NCPD.

I was later assigned to document a statement from one of the NCFD firefighters that had been on scene.

I met with NCFD firefighter Michael Sosamon in the Investigations Division at NCPD and documented his statement.

For further information, refer to attached police reports.

STATEMENT:

Michael SOSAMON (Firefighter/ Paramedic)

Michael Sosamon is a firefighter/ paramedic with the National City Fire Department. He was on duty on 12-01-12, assigned to truck 34. He was the only paramedic on truck 34.

At about 1020 hours, Sosamon responded to the West 18th Street onramp to the I-5 reference a call to assist police with an injured, combative suspect.

REPORTING OFFICER Dougherty	ID# 367	DIVISION NPT	APPROVED BY Rounds	ID# 360	DATE AND TIME OF REPORT 12/01/2012 16:44
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INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 3 OF 3	CASE NUMBER 1207248
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PRIMARY CODE SECTION PC 211 - ROBBERY					
ADDITIONAL CODE SECTION(S) PC 245A1 - Assault with a deadly weapon or instrument other than a firearm; PC 69 - OBSTRUCT/RESIST EXEC OFFICER					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST 91950					

On arrival, there was a police car on the on ramp. Several officers were on the ground in the street near the police car, struggling with a suspect (MARTINEZ). MARTINEZ was face down on the street, in handcuffs, but was violently resisting. He was fighting with the police so badly, it took all the officers on scene just to hold him down.

MARTINEZ was yelling and moaning loudly, but nothing intelligible. The police kept yelling, "Stop resisting!"

Medics arrived with a gurney and police loaded MARTINEZ onto the gurney, while he was still violently struggling. Sosamon and the other firefighters on his truck all helped to hold MARTINEZ down and secure him in restraints to the gurney. MARTINEZ was very strong and it was hard to hold him down.

From Sosamon's training and experience, [REDACTED] Sosamon has seen a lot of combative patients, and patients on drugs, but MARTINEZ was one of the most [REDACTED]

MARTINEZ did not know the medic crew on scene, as they did not normally work the South Bay area. One was a taller, white male and the other was a very short male. The tall white medic advised they were [REDACTED]

MARTINEZ still had a pulse and was loaded onto the ambulance. [REDACTED] Sosamon rode with medics in the ambulance to UCSD medical center to assist [REDACTED]

[REDACTED] MARTINEZ was taken into the Emergency Room for further treatment.

REPORTING OFFICER Dougherty	ID# 367	DIVISION NPT	APPROVED BY Rounds	ID# 360	DATE AND TIME OF REPORT 12/01/2012 16:44
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INCIDENT NUMBER		SAN DIEGO REGIONAL ADDITIONAL VICTIMS/WITNESSES/OTHERS				PAGE 1 OF 4		CASE NUMBER 1207248	
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950						BEAT 24	DISTRICT	DATE 12/01/2012	
VICTIM / WITNESS	W-TYPE W	VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION) [REDACTED]							
	RESIDENCE ADDRESS, CITY STATE ZIP [REDACTED]						PHONE (Work) [REDACTED]		
	RACE H	SEX M	DATE OF BIRTH [REDACTED]	ID TYPE DL	ID NUMBER [REDACTED]	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE Spanish	RELATION TO: VICTIM SUSPECT N
	STATUS E	EMPLOYER / SCHOOL [REDACTED]				OCCUPATION / RANK / GRADE [REDACTED]		DAYS OFF Vary	WORK HOURS Vary
	BUSINESS ADDRESS, CITY STATE ZIP [REDACTED]						PHONE (Mobile) [REDACTED]		VW ASSIST N
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)									
VICTIM / WITNESS	W-TYPE W	VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION) CORDERO, E							
	RESIDENCE ADDRESS, CITY STATE ZIP [REDACTED]						PHONE [REDACTED]		
	RACE O	SEX F	DATE OF BIRTH [REDACTED]	ID TYPE NC	ID NUMBER 336	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE No	RELATION TO: VICTIM SUSPECT N
	STATUS E	EMPLOYER / SCHOOL NCPD				OCCUPATION / RANK / GRADE SGT.		DAYS OFF Vary	WORK HOURS Vary
	BUSINESS ADDRESS, CITY STATE ZIP 1200 NATIONAL CITY BL, NATIONAL CITY, CA 91950						PHONE [REDACTED]		VW ASSIST N
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)									
VICTIM / WITNESS	W-TYPE W	VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION) [REDACTED]							
	RESIDENCE ADDRESS, CITY STATE ZIP [REDACTED]						PHONE [REDACTED]		
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE	RELATION TO: VICTIM SUSPECT
	STATUS	EMPLOYER / SCHOOL				OCCUPATION / RANK / GRADE		DAYS OFF	WORK HOURS
	BUSINESS ADDRESS, CITY STATE ZIP [REDACTED]						PHONE [REDACTED]		VW ASSIST
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)									
VICTIM / WITNESS	W-TYPE W	VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION) [REDACTED]							
	RESIDENCE ADDRESS, CITY STATE ZIP [REDACTED]						PHONE [REDACTED]		
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE	RELATION TO: VICTIM SUSPECT
	STATUS	EMPLOYER / SCHOOL				OCCUPATION / RANK / GRADE		DAYS OFF	WORK HOURS
	BUSINESS ADDRESS, CITY STATE ZIP [REDACTED]						PHONE [REDACTED]		VW ASSIST
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)									
<div style="text-align: center;"> <p>CONFIDENTIAL</p> <p>THIS RECORDS HAS BEEN RECORDED AS BEING RELEASED PURSUANT TO CALIFORNIA PENAL CODE 11075 THROUGH 11081 SUBSEQUENT DISTRIBUTION OF INFORMATION CONTAINED IS RESTRICTED BY 11140 THROUGH 11144 CPC. NATIONAL CITY POLICE DEPARTMENT</p> </div>									
REPORTING OFFICER Cordero		ID# 336	DIVISION INV		APPROVED BY Hernandez		ID# 376	DATE AND TIME OF REPORT 12/13/2012 11:54	

INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 2 OF 4	CASE NUMBER 1207248
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PRIMARY CODE SECTION PC 245A1 - Assault with a deadly weapon or instrument other than a firearm					
ADDITIONAL CODE SECTION(S)					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					

OFFICER'S SUPPLEMENTAL REPORT

ORIGIN:

On December 1, 2012, Officers responded to the Eat & Go Trolley Deli, 530 W. 21st Street to investigate a report of a robbery.

INVESTIGATION:

On December 1, 2012, at about 1027 hours, Officer Dougherty and I were in the area of 2798 Harbor Drive, San Diego when National City Police Sergeant Meeks advised via radio, "*We are still fighting the suspect.*" Officer Dougherty and I drove from 2798 Harbor Drive to the northbound on-ramp of W. 18th Street and Civic Center Drive.

Upon our arrival, I saw a National City Police vehicle at the entrance of the on-ramp from W. 18th street to Civic Center, [REDACTED] I also saw several National City Police vehicles and a NCFD truck in the on-ramp. Officer Dougherty and I exited our vehicle and ran up the on-ramp.

Upon our arrival, several NCFD personnel were standing around as NCPD Sgt. Meeks, Corporals Klos and Shephard and Officer Stinnett were holding down a Hispanic male adult, later identified as Manuel Martinez (Suspect). I could see Martinez was wearing a white tank top and blue jeans, his shoes were off and one of his socks appeared torn. Martinez was handcuffed facing down. He was uncooperative, combative and was trying to kick officers as they held him down. Sgt. Meeks placed his foot on Martinez's left shoulder/neck area as to control the movement of Martinez's head. Sgt. Meeks repeatedly told Martinez, "*Calm down, stop resisting.*" Martinez did not comply and continued struggling with police.

Corporals Klos and Shephard were applying their body weight on Martinez's torso; Officer Stinnett was kneeling down holding onto Martinez's legs with his hands as Martinez continued struggling with police by kicking and jerking his body. Officer Stinnett appeared exhausted. Officer Dougherty assisted in holding Martinez down as Officer Stinnett attempted to apply the leg restraint cord. I could see Martinez was bleeding from his face and toe, as if he was violently rubbing his face and feet on the pavement. I also noticed his wrists were discoloring and blue as he fought to remove the cuffs. Martinez continued violently resisting officers as we waited for American Medical Response (AMR) to arrive.

AMR arrived on scene and prior to picking up Martinez a spit mask was placed on him. The spit mask was provided by AMR Medics. Sgt. Meeks, Corporal Klos, Corporal Shephard, Officer Dougherty and Officer Stinnett lifted Martinez off the ground and placed him on the gurney. Martinez continued to kick, jerk and resist officers as he was placed on the gurney. With assistance of the NCPD Officers and NCFD personnel, Martinez was secured to the gurney with nylon four point restraints. Martinez continued struggling while on the gurney.

[REDACTED] Martinez was loaded onto the ambulance. Once inside the ambulance we were notified that Martinez [REDACTED]

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INCIDENT NUMBER		SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE		PAGE 3 OF 4	CASE NUMBER 1207248
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT 24	DISTRICT	DATE 12/01/2012	DAY OF WEEK Sat	TIME 10:16
PRIMARY CODE SECTION PC 245A1 - Assault with a deadly weapon or instrument other than a firearm					
ADDITIONAL CODE SECTION(S)					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					

Officer Stinnett and several of NCFD personnel rode in the ambulance to UCSD Medical Center while Officer Dougherty and I followed the ambulance. Officer Dougherty and I later provided NCFD personnel a ride back to the fire station.

Sgt. Aydelotte requested we (Officer Dougherty and I) respond to [REDACTED]. Upon our arrival, Sgt. Aydelotte advised he located a witness to the above incident, who is a Spanish speaker. Sgt. Aydelotte requested I speak with the witness who identified himself with a California Driver License as [REDACTED]. Sgt. Aydelotte additionally told me we needed to tow [REDACTED]'s white [REDACTED] pick up truck to NCPD for processing. Refer to the CHP 180 Form completed by Officer Dougherty for additional information. I informed [REDACTED] our investigation, he admitted being a witness to the incident on the on-ramp and agreed to respond to NCPD with Sgt Aydelotte and provide a statement.

While at [REDACTED], I spoke with [REDACTED] and requested she respond to NCPD and provide a statement regarding the above incident, [REDACTED] agreed. Refer to Detective Ybarra's statement for information regarding [REDACTED] statement.

While at NCPD, I was requested to obtain [REDACTED]'s statement. [REDACTED]'s statement was obtained in Spanish and captured on video, using a Flip camera recorder. The interview was subsequently transferred to a Staples DVD-R Disc. The following is a synopsis of [REDACTED] statement. Refer to the impounded Staples DVD-R Disc for additional information.

STATEMENTS:

[REDACTED] is the [REDACTED] of [REDACTED] San Diego. [REDACTED] owns a 2010 [REDACTED] pickup truck; however, the truck is registered to his sister, [REDACTED].

[REDACTED] lives at [REDACTED] with his wife [REDACTED]. [REDACTED] currently has a girlfriend by the name of [REDACTED]. [REDACTED] have two small children, [REDACTED] son from a previous marriage, his name is [REDACTED].

On December 1, 2012, [REDACTED] was at the tire shop in National City when he received a phone call from [REDACTED] told [REDACTED] her vehicle had a flat tire and she was stranded on the on-ramp off of W. 18th Street, in National City. [REDACTED] drove to the on-ramp and parked his pickup truck in front of [REDACTED] vehicle, a green [REDACTED]. [REDACTED]'s three children were with her.

[REDACTED] changed the flat tire and was standing next to the driver door of [REDACTED]'s vehicle when he saw what appeared to be a white male (suspect) running northbound on the ice plant next to [REDACTED] vehicle. The suspect dove into the bed of [REDACTED]'s pickup truck, head first. [REDACTED] then saw a police vehicle stop next to [REDACTED] vehicle, the officer exited and ran after the suspect. A second police officer arrived and also got into the bed of [REDACTED] in an attempt to assist with the apprehension of the suspect.

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CONTINUED FROM OFFICER'S REPORT ONLY	BEAT 24	DISTRICT	DATE 12/01/2012	DAY OF WEEK Sat	TIME 10:16
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ADDITIONAL CODE SECTION(S)					
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The officers tried handcuffing the suspect, but the suspect was combative and refused to cooperate. The suspect fought with the officers as they struggled to handcuff him. The suspect continued to be uncooperative and refused to cooperate with the initial officers on scene. A third officer arrived, yelled at the suspect in English; however, [REDACTED] not understand what the officer was saying. The third officer on scene struck the suspect with what appeared to be a "stick" (baton) with negative results. The officers tried handcuffing and controlling the suspect, but the suspect braced himself (using his legs) to the bed of the truck to prevent the officers from arresting or removing him from the vehicle.

[REDACTED] was in the vehicle screaming and yelling, along with the kids. [REDACTED] said, "They are going to kill him like they killed [REDACTED] [REDACTED] "Calm down they are not going to do anything to him." The third officer on scene tased the suspect on his side or back; however, it did not affect the suspect since he was not complying with the officers. The suspect was tased again, this time on his leg with negative results. [REDACTED] was distracted with [REDACTED] and the children screaming and yelling so that he did not see who opened the tail gate of the truck. [REDACTED] did see three officers pulling the suspect out of the truck. They moved the suspect to the police vehicle and leaned him over the police car as to search him before placing him in the vehicle, but the suspect continued resisting and fighting with the officers.

The suspect was forced to the ground as he continued resisting the officers. The older looking police officer walked up to [REDACTED] and requested his identification. [REDACTED] placed the children in his vehicle due to all the commotion and drove off, leaving his identification with the officer. [REDACTED] stated [REDACTED] speaks English and she also witnessed the incident.

[REDACTED] believed the suspect was under the influence of drugs due to his violent behavior towards the officers.

During the interview with [REDACTED] repeated several times, "The police did what they had to do. They were just doing their job."

[REDACTED] requested he be contacted at work and not at his home.

IMPOUNDED EVIDENCE:

Tag No.

Description

I0081092

A DVD-R disc containing [REDACTED]'s interview.

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LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950						BEAT	DISTRICT DATE 12/01/2012

VICTIM / WITNESS	W-TYPE	VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)							
	W	16	Kirkendall, L						
	RESIDENCE ADDRESS, CITY STATE ZIP						PHONE (Work) (619) 336-4460		
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE No	RELATION TO: VICTIM SUSPECT N
	STATUS	EMPLOYER / SCHOOL National City Police Department			OCCUPATION / RANK / GRADE Crime Scene Specialist		DAYS OFF Vary	WORK HOURS Vary	
	BUSINESS ADDRESS, CITY STATE ZIP 1200 NATIONAL CITY BL, NATIONAL CITY, CA 91950						PHONE	VW ASSIST N	
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)									

VICTIM / WITNESS	W-TYPE	VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)							
	RESIDENCE ADDRESS, CITY STATE ZIP						PHONE		
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE	RELATION TO: VICTIM SUSPECT
	STATUS	EMPLOYER / SCHOOL			OCCUPATION / RANK / GRADE		WORK HOURS		
	BUSINESS ADDRESS, CITY STATE ZIP						PHONE	VW ASSIST	
	ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)								

VICTIM / WITNESS	W-TYPE	VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)							
	RESIDENCE ADDRESS, CITY STATE ZIP						PHONE		
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE	RELATION TO: VICTIM SUSPECT
	STATUS	EMPLOYER / SCHOOL			OCCUPATION / RANK / GRADE		WORK HOURS		
	BUSINESS ADDRESS, CITY STATE ZIP						PHONE	VW ASSIST	
	ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)								

VICTIM / WITNESS	W-TYPE	VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)							
	RESIDENCE ADDRESS, CITY STATE ZIP						PHONE		
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE	RELATION TO: VICTIM SUSPECT
	STATUS	EMPLOYER / SCHOOL			OCCUPATION / RANK / GRADE		WORK HOURS		
	BUSINESS ADDRESS, CITY STATE ZIP						PHONE	VW ASSIST	
	ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)								

CONFIDENTIAL THIS RECORDS HAS BEEN RECORDED AS BEING RELEASED PURSUANT TO CALIFORNIA PENAL CODE 11075 THROUGH 11081 SUBSEQUENT DISTRIBUTION OF INFORMATION CONTAINED IS RESTRICTED BY 11140 THROUGH 11144 CPC NATIONAL CITY POLICE DEPARTMENT									
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REPORTING OFFICER Kirkendall	ID# 4756	DIVISION CSS	APPROVED BY Ybarra	ID# 381	DATE AND TIME OF REPORT 02/28/2013 10:36
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CONTINUED FROM OFFICER'S REPORT ONLY	BEAT	DISTRICT	DATE 12/01/2012	DAY OF WEEK Sat	TIME
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ADDITIONAL CODE SECTION(S)					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					

Autopsy Supplemental

On Thursday, December 6, 2012, I attended the autopsy of Manuel Tomas Martinez (DOB [REDACTED]) with Detectives Ybarra, Walters and Sergeant Seward. The autopsy was conducted at the San Diego County Medical Examiner's Office, 5570 Overland Avenue, San Diego.

The autopsy began at approximately 0930 hours and was performed by Dr. Lucas and Forensic Autopsy Assistant (FAA), Stephen Hannum.

The body of Manuel Tomas Martinez was laying naked on a gurney. There was medical equipment on his body from being in the hospital. I took digital photographs documenting the condition of the body. Doctor Lucas and FAA Sutton removed the hospital equipment and I took additional photographs.

FAA Sutton washed the body. After the body was washed, I collected two swabs from inside the decedent's mouth. There were several bruises and abrasions on the body. I took mid-range and close-up photographs of the wounds and tattoos.

After the wounds were documented, Dr. Lucas opened the body for examination. I took photographs of the skull, the brain and the back.

At approximately 1330 hours, Dr. Lucas finished the autopsy. I received a set of the decedent's fingerprints from FAA Hannum along with a vial of the decedent's blood. I left the Medical Examiner's Office and drove to the National City Police Department (NCPD).

Upon my arrival to the police station, I transferred the digital images from the camera to a DVD-R. I impounded the DVD-R into the NCPD Property and Evidence Unit along with the evidence I collected from the autopsy.

See the attached evidence list for the items I impounded with the corresponding property tag numbers.

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ADDITIONAL CODE SECTION(S)					
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Evidence List

<u>Property Tag</u>	<u>Description</u>
I0081219	(2) Mouth swabs from Manuel Martinez
I0081220	(1) Blood vial from Manuel Martinez
I0081221	(1) Set of fingerprints from Manuel Martinez
I0081222	(1) DVD-R containing (225) digital images of the autopsy of Manuel Tomas Martinez

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LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950						BEAT	DATE 12/01/2012

VICTIM / WITNESS	W-TYPE W	VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION) 16 Kirkendall, L							
	RESIDENCE ADDRESS, CITY STATE ZIP						PHONE (Work) (619) 336-4460		
	RACE O	SEX X	DATE OF BIRTH	ID TYPE NC	ID NUMBER 4756	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE No	RELATION TO: VICTIM SUSPECT N
	STATUS E	EMPLOYER / SCHOOL National City Police Department			OCCUPATION / RANK / GRADE Crime Scene Specialist		DAYS OFF Vary	WORK HOURS Vary	
	BUSINESS ADDRESS, CITY STATE ZIP 1200 NATIONAL CITY BL, NATIONAL CITY, CA 91950						PHONE	V/W ASSIST N	
	ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)								

VICTIM / WITNESS	W-TYPE	VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)							
	RESIDENCE ADDRESS, CITY STATE ZIP						PHONE		
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE	RELATION TO: VICTIM SUSPECT
	STATUS	EMPLOYER / SCHOOL			OCCUPATION / RANK / GRADE		DAYS OFF	WORK HOURS	
	BUSINESS ADDRESS, CITY STATE ZIP						PHONE	V/W ASSIST	
	ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)								

VICTIM / WITNESS	W-TYPE	VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)							
	RESIDENCE ADDRESS, CITY STATE ZIP						PHONE		
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE	RELATION TO: VICTIM SUSPECT
	STATUS	EMPLOYER / SCHOOL			OCCUPATION / RANK / GRADE		DAYS OFF	WORK HOURS	
	BUSINESS ADDRESS, CITY STATE ZIP						PHONE	V/W ASSIST	
	ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)								

VICTIM / WITNESS	W-TYPE	VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)							
	RESIDENCE ADDRESS, CITY STATE ZIP						PHONE		
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE	RELATION TO: VICTIM SUSPECT
	STATUS	EMPLOYER / SCHOOL			OCCUPATION / RANK / GRADE		DAYS OFF	WORK HOURS	
	BUSINESS ADDRESS, CITY STATE ZIP						PHONE	V/W ASSIST	
	ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)								

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ADDITIONAL CODE SECTION(S)					
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Field Call-Out Supplemental

On Saturday, December 1, 2012 at approximately 1145 hours, I received a call on my department issued cellular phone from Detective Sergeant Leach. Sergeant Leach asked me to assist in processing a possible robbery scene located at the "Eat and Go Trolley Deli", 530 W. 21 St. in National City. According to Sergeant Leach there was an additional scene located on the W. 18th St. on ramp to Harbor Drive. This is the location where National City patrol officers took the suspect, Manuel Tomas Martinez, into custody.

I arrived at the National City Police Department (NCPD) at approximately 1230 hours and met with NCPD Detectives. Detective Walters asked me to take photographs of the deli clerk, [REDACTED] (DOB [REDACTED]). [REDACTED] was waiting in Interview Room 'A' in the Investigations Division. At approximately 1315 hours, Detective Walters and I met with [REDACTED]. I explained to [REDACTED] that I would be taking photographs of his injuries and collecting a DNA mouth swab from him. I took a total of 39 photographs of [REDACTED]. After taking the photographs, I collected a DNA mouth swab from the inside of his right cheek.

After I took photographs of [REDACTED] I [REDACTED] by Sergeant Meeks. According to Sergeant Meeks, a man entered the Trolley Deli and assaulted the clerk, [REDACTED]. According to [REDACTED] the suspect punched him in the face and hit him with a laptop computer owned by [REDACTED]. [REDACTED] grabbed a hot plate to defend himself and ran to the back. The suspect then began ransacking the deli. [REDACTED] ran outside and yelled for witnesses to call the police. The suspect opened a pack of cigarettes and began smoking; he also opened a Monster Energy drink and began to drink it. When NCPD officers arrived, the suspect fled through the back of the store through a storage facility. According to the patrol officers, the suspect jumped into the bed of truck that was parked on the east curb line of the W. 18th Street on ramp to Harbor Drive. According to officers, the suspect was bleeding from his head. There was also blood on the hood of the patrol car and on the street next to the patrol car. Patrol officers said the suspect had also vomited clear liquid in the blood on the street.

After the briefing, Detective Ybarra asked me to take photographs of the patrol officers who took the suspect into custody. Detective Ybarra also asked me to process the scenes at the deli and the on ramp.

At approximately 1400 hours, I took photographs of Corporal Klos and injuries to his hands and left knee. Next I took photographs of Sergeant Meeks and Officer Stinnet.

After I took photographs of the officers, I drove to the Trolley Deli, 530 W. 21st Street and met with Detective Wilkins and Officer Sakamoto. At approximately 1445 hours, I began taking photographs of the deli. I noticed a hot plate sitting on the concrete bench in front of the deli. Inside the deli, I saw racks that hold snacks turned over and the snacks were all over the floor. I noticed a pack of open Camel cigarettes on the counter next to a blue lighter. I saw a black laptop computer on the floor of the rear storage area. As I walked to the storage area I saw an empty Monster Energy drink can on the sink located on the south wall of the storage room.

After taking the photographs of the deli, Detective Wilkins asked me to go to the W. 18th Street on ramp to Harbor Drive and process the scene there.

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ADDITIONAL CODE SECTION(S)					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					

Upon my arrival, I noticed patrol car #123 was facing north on the on ramp, with the overhead patrol lights on. At approximately 1530 hours, I took photographs of the scene which included suspected blood on the hood of the patrol car and on the street east of the front right tire of the patrol car. After taking the photographs, I swabbed the suspected blood on the patrol car and on the street. I used a third swab to collect the possible biological evidence that was mixed in the suspected blood on the street. After collecting the swabs I took approximate measurements of the locations of the patrol car and the suspected blood on the street.

	Top of arrow to I-5 on ramp	East curb line of I-5 on ramp
Suspected blood stain	33'4"	9'8"
Right front tire	31'	10'5"
Right rear tire	21'7"	10'8"

*All measurements are approximate

After I finished processing the scene at the on ramp, I drove back to the Trolley Deli and met with Detective Wilkins. I collected the following items of evidence from the deli:

- A pack of open camel cigarettes and a blue lighter from the counter near the cash register
- A black laptop computer from the floor of the rear storage area
- An empty Monster Energy drink can from the sink in the rear storage area

At approximately 1700 hours, I finished processing the crime scene and drove to the National City Police Department.

Upon my arrival to the police station, Detective Wilkins asked me to process the laptop computer I collected from the deli for fingerprints and DNA. I dusted the outside of the laptop for fingerprints with black fingerprint powder and collected three latent print cards. Next I swabbed the top of the laptop for DNA using one swab. After I processed the computer, I gave it to Detective Wilkins (see Detective Wilkins' report for details).

After processing the computer, Detective Ybarra asked me to take photographs of a white 2010 [REDACTED] CA license # [REDACTED]. According to Detective Ybarra, the vehicle was parked on the east side of the 18th Street on ramp to Harbor Drive. The suspect had jumped in the bed of the truck and injured himself. Detective Ybarra asked me to take photographs of the vehicle and look for blood in the bed of the truck. The truck was being held in the underground parking structure of NCPD and was wrapped with yellow crime scene tape.

At approximately 1745 hours, I began taking photographs of the vehicle. After taking the overall photographs, I removed the tape and took an additional set of photographs of the exterior and interior. Detective Ybarra pointed out a dent on the passenger side of the truck, above the right rear tire. I took photographs of the dent documenting the location. I searched the bed of the truck for possible blood. I noticed a red stain on the driver's side of the truck bed near the rear window. I swabbed the stain and tested it with a Hemident presumptive blood test kit. I received a positive reaction indicating the stain could be blood. I collected a second swab of the stain for evidence.

At approximately 1830 hours I finished the assignment. I transferred all the digital images I took to five CD-R's (deli, [REDACTED] NCPD Officers, and the 18th St. on ramp). I impounded the CD-R's into the NCPD Property and Evidence Unit along with the evidence I collected.

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ADDITIONAL CODE SECTION(S)					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					

On Wednesday, December 05, 2012, Detective Ybarra asked me to go with him and Detective Walters to take additional photographs of the deli and the suspected path the suspect may have ran. At approximately 1200 hours, I began taking digital photographs of the deli. I walked through the back storage area of the deli with Detectives Ybarra and Walters. I took photographs of the storage facility hallway that was behind the deli. Detective Ybarra asked me to take photographs of an area in between the storage buildings, west of the trolley tracks. Next I walked along the trolley tracks with Detectives Ybarra and Walters, beginning west of the Trolley deli to an embankment east of the 18th St. on ramp to I-5 north.

At approximately 1330 hours, I finished the assignment and drove back to NCPD with Detectives Ybarra and Walters. Upon my arrival to the station, I transferred the digital images from the camera to a CD-R and impounded the CD-R into the NCPD Property and Evidence Unit.

I sealed all the evidence I collected with my initials, ID# and the date. See the attached evidence list for the items I impounded with the corresponding property tag numbers.

I used a Nikon D300 digital camera. The camera was not set for daylight savings time. Therefore, the photographs show an hour ahead from the time documented in my report.

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ADDITIONAL CODE SECTION(S)					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					

Evidence List

<u>Property Tag</u>	<u>Description</u>
I0081483	Mouth swab from [REDACTED] DOB [REDACTED]
I0081484	Empty Monster Energy drink can
I0081485	Open Camel cigarette pack and blue lighter
I0081486	Three latent print cards from laptop computer
I0081487	Swab from laptop computer
I0081488	Swab of red stain from the 18 th St. on ramp to Harbor Drive
I0081489	Swab of biological fluid from 18 th St. on ramp to Harbor Drive
I0081490	Swab of red stain from hood of patrol car #123
I0081491	Swab of red stain from truck bed, 2010 [REDACTED] CA [REDACTED]
I0081492	CD-R containing (53) digital images of Trolley Deli
I0081493	CD-R containing (28) digital images of 18 th Street on ramp to Harbor Drive
I0081494	CD-R containing (39) digital images of [REDACTED] [REDACTED]
I0081495	CD-R containing (28) digital images of NCPD Officers
I0081496	CD-R containing (40) digital images of 2010 [REDACTED] CA [REDACTED]
I0080564	CD-R containing (147) digital images of 530 W. 21 st St.

REPORTING OFFICER Kirkendall	ID# 4756	DIVISION CSS	APPROVED BY Ybarra	ID# 381	DATE AND TIME OF REPORT 02/28/2013 10:31
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COPY - 02/28/2013

INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 1 OF 3	CASE NUMBER 1297248
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT	DISTRICT	DATE 12/01/2012	DAY OF WEEK S	TIME
PRIMARY CODE SECTION PC 211 - ROBBERY				CONFIDENTIAL THIS RECORDS HAS BEEN RECORDED AS BEIP RELEASED PURSUANT TO CALIFORNIA PENAL CODE 111075 THROUGH 111081 SUBSEQUENT DISTRIBUTION OF INFORMATION CONTAINED RESTRICTED BY 111140 THROUGH 111144 CPC NATIONAL CITY POLICE DEPARTMENT	
ADDITIONAL CODE SECTION(S) PC 69 - OBSTRUCT/RESIST OFFICER; PC 245A1 - ADW					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST 91950					

SUPPLEMENTAL REPORT:

On 12/1/2012, I was on duty as a National City Police corporal. I was in full uniform and driving a marked police car. At about 1018 hours, I responded to assist with a robbery call at the deli in the 24th Street Trolley Station's parking lot. Per the CAD incident, a white male with tattoos, wearing a white shirt and blue pants, was barricaded inside the business and armed with a knife. There was also a broadcast about someone being shot or stabbed. I responded [REDACTED] from the Plaza Bonita mall.

Upon my arrival at W. 22nd Street & Wilson Avenue a few minutes later, I heard units broadcast that the suspect was running northbound along the tracks. I drove north on Wilson Avenue, but my view of the tracks was blocked by large buildings on the west side of the street. I broadcast that I was going to go onto the freeway in an attempt to observe the suspect. A moment later, while in the 1800 block of Wilson Avenue, I saw the suspect running northbound along the tracks. The suspect continued running northbound, now on the train bridge that crosses over W. 18th Street.

I drove west on W. 18th Street, then north on the ramp leading to the Civic Center off-ramp from northbound I-5. I paused momentarily at the bottom of the ramp because I could no longer see the suspect. Stopped ahead of me, on the right shoulder of the ramp, were two vehicles with people in/around them. The vehicles were parked one in front of the other; a pickup was in front (north of) the other vehicle.

The suspect, later identified as Manuel Martinez, ran from the train tracks down to where the vehicles were. I thought that Martinez was going to carjack one of the vehicles because of the way he ran directly toward them. Instead, Martinez jumped head-first into the bed of the pickup. I stopped my police car in the middle of the ramp and ran up to the left side of the pickup. I drew my Taser and pointed it at Martinez, who was lying on his back. I ordered Martinez not to move and to show me his hands.

At about this time, Officer Stinnet arrived and climbed into the truck bed to arrest Martinez. We ordered Martinez to lie face down and he complied. As Officer Stinnet began handcuffing Martinez' right hand, Martinez secreted his left hand under his body near his waistband. I ordered Martinez to show his hand but he did not comply. I grabbed Martinez' wrist but he resisted by holding it under him. I feared that Martinez was going to retrieve a weapon from his waistband to assault me and/or Officer Stinnet. I punched Martinez several times in his left side in order to distract him and to get him to comply and present his hand. These punches were unsuccessful and Martinez did not comply. I drew my police baton and struck Martinez several times in the upper left arm, in order to distract him and to get him to comply and present his hand. These strikes were also unsuccessful, as

REPORTING OFFICER Klos	ID# 347	DIVISION PAT	APPROVED BY Ybarra	ID# 381	DATE AND TIME OF REPORT 12/01/2012 21:17
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COPY - 12/04/2012

INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 2 OF 3	CASE NUMBER 1207248
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT	DISTRICT	DATE 12/01/2012	DAY OF WEEK Sat	TIME
PRIMARY CODE SECTION PC 211 - ROBBERY					
ADDITIONAL CODE SECTION(S) PC 69 - OBSTRUCT/RESIST OFFICER; PC 245A1 - ADW					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST 91950					

Martinez still did not comply, and kept his hand under him at his waist. I administered several jabs from [REDACTED] to the area of Martinez' left back. Sergeant Meeks, who had arrived on scene, used his [REDACTED] in [REDACTED] to get Martinez to comply. The [REDACTED] and [REDACTED] were ultimately successful and Martinez eventually produced his hand and was handcuffed.

When we lifted Martinez up off the bed of the truck, I saw that his face was bloody. I radioed for fire and medics to respond to evaluate Martinez. Officer Stinnet and I walked Martinez from the truck to the right side of my police car. We placed Martinez' upper body over the hood of my police car with Martinez' feet on the ground. I began patting down Martinez' left side and I removed his left shoe. Officer Stinnet was on Martinez' right side. Officer Stinnet and I then switched sides. At about this time during the pat down, Martinez reached into his waistband and rigidly tensed his arms and body. I attempted to control Martinez against the side of the car but he was turning and tightening his arms and body while reaching into his waistband. Because Martinez had not been fully searched, I once again feared that his movements into his waistband were to retrieve a weapon to assault us.

We took Martinez to the ground to the right of my police car. I attempted to hold Martinez down by applying my body weight via my knee on his left arm. Martinez was lifting himself up off the ground even with my application of weight. I told Martinez to stop resisting and applied a [REDACTED]. Martinez continued reaching into his waistband, twisting, and had now begun repeatedly saying, "I have a weapon!" and saying something similar to, "Do you know who I am?" I repeatedly told Martinez to stop resisting.

Because Martinez was now violently resisting and making statements that he had a weapon, and apparently trying to retrieve something from his waistband, I again feared that Martinez did have a weapon. I inserted my [REDACTED] in between Martinez' arms and used it as leverage in an attempt to get Martinez to move his hand out of his waistband. Sergeant Meeks also used his [REDACTED] on Martinez' wrist area in an attempt to get him to stop reaching into his waistband. This was effective and I kept my [REDACTED] in this position of leverage until Martinez stopped violently resisting. During this time, officers attempted to secure Martinez' legs with a [REDACTED]. Sergeant Meeks asked for Martinez to be placed in [REDACTED]. Since I carry a pair of these on my belt, I placed them on Martinez in addition to the [REDACTED] already on him.

Fire and medics brought up a gurney and we carried Martinez on to it. I assisted with placing the gurney's buckles over Martinez' chest and waist. I heard fire or medic personnel saying that Martinez [REDACTED]. [REDACTED] I saw medical personnel tilt Martinez' head back saying they were

REPORTING OFFICER Klos	ID# 347	DIVISION PAT	APPROVED BY Ybarra	ID# 381	DATE AND TIME OF REPORT 12/01/2012 21:17
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INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 3 OF 3	CASE NUMBER 1207248
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT	DISTRICT	DATE 12/01/2012	DAY OF WEEK Sat	TIME
PRIMARY CODE SECTION PC 211 - ROBBERY					
ADDITIONAL CODE SECTION(S) PC 69 - OBSTRUCT/RESIST OFFICER; PC 245A1 - ADW					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST 91950					

opening his airway, while another medic was checking Martinez' carotid pulse, saying that there was a pulse present. Medics cut off most of Martinez' clothes, which I later impounded.

Martinez was placed in the ambulance. A few moments later, I heard from Sergeant Meeks or Officer Stinnet that fire/medics were performing CPR on Martinez in the back of the ambulance. Sergeant Meeks directed me to take photographs of Martinez. I went to the ambulance, opened the rear doors, and saw fire and/or medic staff performing chest compressions on Martinez. I took one photograph before the ambulance started moving. Medics in the ambulance told the driver to stop because I had opened the doors. I was told that they needed to depart so I got down from the ambulance and it drove away to the hospital.

Later in the day, I, along with Sergeant Meeks, Officer Stinnet and Officer Estabrook and his K9 partner, checked (with negative results) the area north of the train tracks from the 24th Street trolley station looking for a weapon that may have been dropped by Martinez.

After checking the tracks, I retrieved [REDACTED] from the inside of my police car and gave it to Sergeant Leach.

As a result of the incident, I suffered soreness to my right hand, a small cut on my right index finger, and an abrasion to my left knee.

IMPOUNDED EVIDENCE:

Tag #I0081497: Martinez' pants, shoes, socks, and belt.

Tag #I0081498: Martinez' wallet and its contents and miscellaneous items.

Tag #I0081499: \$8.30 cash from Martinez' property.

Tag #I0081500: Photo CD containing the one photograph I took.

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COPY - 12/04/2012

INCIDENT NUMBER		SAN DIEGO REGIONAL ADDITIONAL VICTIMS/WITNESSES/OTHERS				PAGE 1 OF 5		CASE NUMBER 1207248	
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950						BEAT		DISTRICT DATE 12/1/2012	
VICTIM / WITNESS	W-TYPE W 16		VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION) Kirkendall, L						
	RESIDENCE ADDRESS, CITY STATE ZIP							PHONE (Work) (619) 336-4460	
	RACE 0	SEX X	DATE OF BIRTH	ID TYPE NC	ID NUMBER 4756	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE No	RELATION TO: VICTIM SUSPECT N
	STATUS E		EMPLOYER / SCHOOL National City Police Department			OCCUPATION / RANK / GRADE Crime Scene Specialist		DAYS OFF Vary	WORK HOURS Vary
	BUSINESS ADDRESS, CITY STATE ZIP 1200 NATIONAL CITY BL, NATIONAL CITY, CA 91950							PHONE VW ASSIST N	
	ADDITIONAL INFORMATION (VICTIM VEHICLE INFO, IF APPLICABLE)								
VICTIM / WITNESS	W-TYPE		VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)						
	RESIDENCE ADDRESS, CITY STATE ZIP							PHONE	
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE	RELATION TO: VICTIM SUSPECT
	STATUS		EMPLOYER / SCHOOL			OCCUPATION / RANK / GRADE		DAYS OFF	WORK HOURS
	BUSINESS ADDRESS, CITY STATE ZIP							PHONE VW ASSIST	
	ADDITIONAL INFORMATION (VICTIM VEHICLE INFO, IF APPLICABLE)								
VICTIM / WITNESS	W-TYPE		VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)						
	RESIDENCE ADDRESS, CITY STATE ZIP							PHONE	
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE	RELATION TO: VICTIM SUSPECT
	STATUS		EMPLOYER / SCHOOL			OCCUPATION / RANK / GRADE		DAYS OFF	WORK HOURS
	BUSINESS ADDRESS, CITY STATE ZIP							PHONE VW ASSIST	
	ADDITIONAL INFORMATION (VICTIM VEHICLE INFO, IF APPLICABLE)								
VICTIM / WITNESS	W-TYPE		VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)						
	RESIDENCE ADDRESS, CITY STATE ZIP							PHONE	
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE	RELATION TO: VICTIM SUSPECT
	STATUS		EMPLOYER / SCHOOL			OCCUPATION / RANK / GRADE		DAYS OFF	WORK HOURS
	BUSINESS ADDRESS, CITY STATE ZIP							PHONE VW ASSIST	
	ADDITIONAL INFORMATION (VICTIM VEHICLE INFO, IF APPLICABLE)								
REPORTING OFFICER Kirkendall		ID# 4756	DIVISION CSS		APPROVED BY Ybarra		ID# 381	DATE AND TIME OF REPORT 02/28/2013 10:31	

INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 2 OF 5	CASE NUMBER 1207248
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT	DISTRICT	DATE 12/1/2012	DAY OF WEEK Sat	TIME
PRIMARY CODE SECTION PC 245A1 - Assault with a deadly weapon or instrument other than a firearm					
ADDITIONAL CODE SECTION(S)					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					

Field Call-Out Supplemental

On Saturday, December 1, 2012 at approximately 1145 hours, I received a call on my department issued cellular phone from Detective Sergeant Leach. Sergeant Leach asked me to assist in processing a possible robbery scene located at the "Eat and Go Trolley Deli", 530 W. 21 St. in National City. According to Sergeant Leach there was an additional scene located on the W. 18th St. on ramp to Harbor Drive. This is the location where National City patrol officers took the suspect, Manuel Tomas Martinez, into custody.

I arrived at the National City Police Department (NCPD) at approximately 1230 hours and met with NCPD Detectives. Detective Walters asked me to take photographs of the deli clerk, [REDACTED] (DOB [REDACTED]). [REDACTED] was waiting in Interview Room 'A' in the Investigations Division. At approximately 1315 hours, Detective Walters and I met with [REDACTED] explained to [REDACTED] that I would be taking photographs of his injuries and collecting a DNA mouth swab from him. I took a total of 39 photographs of [REDACTED]. After taking the photographs, I collected a DNA mouth swab from the inside of his right cheek.

After I took photographs of [REDACTED] I attended a briefing conducted by Sergeant Meeks. According to Sergeant Meeks, a man entered the Trolley Deli and assaulted the clerk, [REDACTED]. According to [REDACTED] the suspect punched him in the face and hit him with a laptop computer owned by [REDACTED]. [REDACTED] grabbed a hot plate to defend himself and ran to the back. The suspect then began ransacking the deli. [REDACTED] outside and yelled for witnesses to call the police. The suspect opened a pack of cigarettes and began smoking; he also opened a Monster Energy drink and began to drink it. When NCPD officers arrived, the suspect fled through the back of the store through a storage facility. According to the patrol officers, the suspect jumped into the bed of truck that was parked on the east curb line of the W. 18th Street on ramp to Harbor Drive. According to officers, the suspect was bleeding from his head. There was also blood on the hood of the patrol car and on the street next to the patrol car. Patrol officers said the suspect had also vomited clear liquid in the blood on the street.

After the briefing, Detective Ybarra asked me to take photographs of the patrol officers who took the suspect into custody. Detective Ybarra also asked me to process the scenes at the deli and the on ramp.

At approximately 1400 hours, I took photographs of Corporal Klos and injuries to his hands and left knee. Next I took photographs of Sergeant Meeks and Officer Stinnet.

After I took photographs of the officers, I drove to the Trolley Deli, 530 W. 21st Street and met with Detective Wilkins and Officer Sakamoto. At approximately 1445 hours, I began taking photographs of the deli. I noticed a hot plate sitting on the concrete bench in front of the deli. Inside the deli, I saw racks that hold snacks turned over and the snacks were all over the floor. I noticed a pack of open Camel cigarettes on the counter next to a blue lighter. I saw a black laptop computer on the floor of the rear storage area. As I walked to the storage area I saw an empty Monster Energy drink can on the sink located on the south wall of the storage room.

After taking the photographs of the deli, Detective Wilkins asked me to go to the W. 18th Street on ramp to Harbor Drive and process the scene there.

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ORIGINAL - 03/01/2013

INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 3 OF 5	CASE NUMBER 1207248
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT	DISTRICT	DATE 12/1/2012	DAY OF WEEK Sat	TIME
PRIMARY CODE SECTION PC 245A1 - Assault with a deadly weapon or instrument other than a firearm					
ADDITIONAL CODE SECTION(S)					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					

Upon my arrival, I noticed patrol car #123 was facing north on the on ramp, with the overhead patrol lights on. At approximately 1530 hours, I took photographs of the scene which included suspected blood on the hood of the patrol car and on the street east of the front right tire of the patrol car. After taking the photographs, I swabbed the suspected blood on the patrol car and on the street. I used a third swab to collect the possible biological evidence that was mixed in the suspected blood on the street. After collecting the swabs I took approximate measurements of the locations of the patrol car and the suspected blood on the street.

	Top of arrow to I-5 on ramp	East curb line of I-5 on ramp
Suspected blood stain	33'4"	9'8"
Right front tire	31'	10'5"
Right rear tire	21'7"	10'8"

*All measurements are approximate

After I finished processing the scene at the on ramp, I drove back to the Trolley Deli and met with Detective Wilkins. I collected the following items of evidence from the deli:

- A pack of open camel cigarettes and a blue lighter from the counter near the cash register
- A black laptop computer from the floor of the rear storage area
- An empty Monster Energy drink can from the sink in the rear storage area

At approximately 1700 hours, I finished processing the crime scene and drove to the National City Police Department.

Upon my arrival to the police station, Detective Wilkins asked me to process the laptop computer I collected from the deli for fingerprints and DNA. I dusted the outside of the laptop for fingerprints with black fingerprint powder and collected three latent print cards. Next I swabbed the top of the laptop for DNA using one swab. After I processed the computer, I gave it to Detective Wilkins (see Detective Wilkins' report for details).

After processing the computer, Detective Ybarra asked me to take photographs of a white 2010 [REDACTED] CA license # [REDACTED]. According to Detective Ybarra, the vehicle was parked on the east side of the 18th Street on ramp to Harbor Drive. The suspect had jumped in the bed of the truck and injured himself. Detective Ybarra asked me to take photographs of the vehicle and look for blood in the bed of the truck. The truck was being held in the underground parking structure of NCPD and was wrapped with yellow crime scene tape.

At approximately 1745 hours, I began taking photographs of the vehicle. After taking the overall photographs, I removed the tape and took an additional set of photographs of the exterior and interior. Detective Ybarra pointed out a dent on the passenger side of the truck, above the right rear tire. I took photographs of the dent documenting the location. I searched the bed of the truck for possible blood. I noticed a red stain on the driver's side of the truck bed near the rear window. I swabbed the stain and tested it with a Hemident presumptive blood test kit. I received a positive reaction indicating the stain could be blood. I collected a second swab of the stain for evidence.

At approximately 1830 hours I finished the assignment. I transferred all the digital images I took to five CD-R's (deli, [REDACTED] NCPD Officers, and the 18th St. on ramp). I impounded the CD-R's into the NCPD Property and Evidence Unit along with the evidence I collected.

REPORTING OFFICER Kirkendall	ID# 4756	DIVISION CSS	APPROVED BY Ybarra	ID# 381	DATE AND TIME OF REPORT 02/28/2013 10:31
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ORIGINAL - 03/01/2013

INCIDENT NUMBER		SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE		PAGE 4 OF 5	CASE NUMBER 1207248
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT	DISTRICT	DATE 12/1/2012	DAY OF WEEK Sat	TIME
PRIMARY CODE SECTION PC 245A1 - Assault with a deadly weapon or instrument other than a firearm					
ADDITIONAL CODE SECTION(S)					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					

On Wednesday, December 05, 2012, Detective Ybarra asked me to go with him and Detective Walters to take additional photographs of the deli and the suspected path the suspect may have ran. At approximately 1200 hours, I began taking digital photographs of the deli. I walked through the back storage area of the deli with Detectives Ybarra and Walters. I took photographs of the storage facility hallway that was behind the deli. Detective Ybarra asked me to take photographs of an area in between the storage buildings, west of the trolley tracks. Next I walked along the trolley tracks with Detectives Ybarra and Walters, beginning west of the Trolley deli to an embankment east of the 18th St. on ramp to I-5 north.

At approximately 1330 hours, I finished the assignment and drove back to NCPD with Detectives Ybarra and Walters. Upon my arrival to the station, I transferred the digital images from the camera to a CD-R and impounded the CD-R into the NCPD Property and Evidence Unit.

I sealed all the evidence I collected with my initials, ID# and the date. See the attached evidence list for the items I impounded with the corresponding property tag numbers.

I used a Nikon D300 digital camera. The camera was not set for daylight savings time. Therefore, the photographs show an hour ahead from the time documented in my report.

REPORTING OFFICER Kirkendall	ID# 4756	DIVISION CSS	APPROVED BY Ybarra	ID# 381	DATE AND TIME OF REPORT 02/28/2013 10:31
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ORIGINAL - 03/01/2013

INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 5 OF 5	CASE NUMBER 1297248
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT	DISTRICT	DATE 12/1/2012	DAY OF WEEK Sat	TIME
PRIMARY CODE SECTION PC 245A1 - Assault with a deadly weapon or instrument other than a firearm					
ADDITIONAL CODE SECTION(S)					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					

Evidence List

<u>Property Tag</u>	<u>Description</u>
I0081483	Mouth swab from [REDACTED] DOB [REDACTED]
I0081484	Empty Monster Energy drink can
I0081485	Open Camel cigarette pack and blue lighter
I0081486	Three latent print cards from laptop computer
I0081487	Swab from laptop computer
I0081488	Swab of red stain from the 18 th St. on ramp to Harbor Drive
I0081489	Swab of biological fluid from 18 th St. on ramp to Harbor Drive
I0081490	Swab of red stain from hood of patrol car #123
I0081491	Swab of red stain from truck bed, 2010 [REDACTED] CA [REDACTED]
I0081492	CD-R containing (53) digital images of Trolley Deli
I0081493	CD-R containing (28) digital images of 18 th Street on ramp to Harbor Drive
I0081494	CD-R containing (39) digital images of [REDACTED]
I0081495	CD-R containing (28) digital images of NCPD Officers
I0081496	CD-R containing (40) digital images of 2010 [REDACTED] CA [REDACTED]
I0080564	CD-R containing (147) digital images of 530 W. 21 st St.

REPORTING OFFICER Kirkendall	ID# 4756	DIVISION CSS	APPROVED BY Ybarra	ID# 381	DATE AND TIME OF REPORT 02/28/2013 10:31
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ORIGINAL - 03/01/2013

INCIDENT NUMBER		SAN DIEGO REGIONAL ADDITIONAL VICTIMS/WITNESSES/OTHERS				PAGE 1 OF 4		CASE NUMBER 1207248	
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950						BEAT 24	DISTRICT	DATE 12/1/2012	

VICTIM / WITNESS	W-TYPE W 06		VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION) [REDACTED]							
	RESIDENCE ADDRESS, CITY STATE ZIP [REDACTED]								PHONE (Work) [REDACTED]	
	RACE H	SEX M	DATE OF BIRTH [REDACTED]	ID TYPE DL	ID NUMBER [REDACTED]	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE Spanish	RELATION TO: VICTIM SUSPECT N	
	STATUS E				EMPLOYER / SCHOOL [REDACTED]		OCCUPATION / RANK / GRADE [REDACTED]		DAYS OFF Vary	WORK HOURS Vary
	BUSINESS ADDRESS, CITY STATE ZIP [REDACTED]								PHONE (Mobile) [REDACTED]	VW ASSIST N
	ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)									
VICTIM / WITNESS	W-TYPE W		VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION) CORDERO, E							
	RESIDENCE ADDRESS, CITY STATE ZIP [REDACTED]								PHONE [REDACTED]	
	RACE O	SEX F	DATE OF BIRTH [REDACTED]	ID TYPE NC	ID NUMBER 336	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE No	RELATION TO: VICTIM SUSPECT N	
	STATUS E				EMPLOYER / SCHOOL NCPD		OCCUPATION / RANK / GRADE SGT.		DAYS OFF Vary	WORK HOURS Vary
	BUSINESS ADDRESS, CITY STATE ZIP 1200 NATIONAL CITY BL, NATIONAL CITY, CA 91950								PHONE [REDACTED]	VW ASSIST N
	ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)									
VICTIM / WITNESS	W-TYPE		VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)							
	RESIDENCE ADDRESS, CITY STATE ZIP								PHONE	
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE	RELATION TO: VICTIM SUSPECT	
	STATUS				EMPLOYER / SCHOOL		OCCUPATION / RANK / GRADE		DAYS OFF	WORK HOURS
	BUSINESS ADDRESS, CITY STATE ZIP								PHONE	VW ASSIST
	ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)									
VICTIM / WITNESS	W-TYPE		VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)							
	RESIDENCE ADDRESS, CITY STATE ZIP								PHONE	
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE	RELATION TO: VICTIM SUSPECT	
	STATUS				EMPLOYER / SCHOOL		OCCUPATION / RANK / GRADE		DAYS OFF	WORK HOURS
	BUSINESS ADDRESS, CITY STATE ZIP								PHONE	VW ASSIST
	ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)									

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12/13/2012

REPORTING OFFICER Cordero	ID# 336	DIVISION INV	APPROVED BY Hernandez	ID# 376	DATE AND TIME OF REPORT 12/13/2012 11:54
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INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 2 OF 4	CASE NUMBER 1207248
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT 24	DISTRICT	DATE 12/1/2012	DAY OF WEEK Sat	TIME 10:16
PRIMARY CODE SECTION PC 245A1 - Assault with a deadly weapon or instrument other than a firearm					
ADDITIONAL CODE SECTION(S)					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					

OFFICER'S SUPPLEMENTAL REPORT

ORIGIN:

On December 1, 2012, Officers responded to the Eat & Go Trolley Deli, 530 W. 21st Street to investigate a report of a robbery.

INVESTIGATION:

On December 1, 2012, at about 1027 hours, Officer Dougherty and I were in the area of 2798 Harbor Drive, San Diego when National City Police Sergeant Meeks advised via radio, "*We are still fighting the suspect.*" Officer Dougherty and I drove from 2798 Harbor Drive to the northbound on-ramp of W. 18th Street and Civic Center Drive.

Upon our arrival, I saw a National City Police vehicle at the entrance of the on-ramp from W. 18th street to Civic Center, as to prevent traffic from entering the on-ramp. I also saw several National City Police vehicles and a NCFD truck in the on-ramp. Officer Dougherty and I exited our vehicle and ran up the on-ramp.

Upon our arrival, several NCFD personnel were standing around as NCPD Sgt. Meeks, Corporals Klos and Shephard and Officer Stinnett were holding down a Hispanic male adult, later identified as Manuel Martinez (Suspect). I could see Martinez was wearing a white tank top and blue jeans, his shoes were off and one of his socks appeared torn. Martinez was handcuffed facing down. He was uncooperative, combative and was trying to kick officers as they held him down. Sgt. Meeks placed his foot on Martinez's left shoulder/neck area as to control the movement of Martinez's head. Sgt. Meeks repeatedly told Martinez, "*Calm down, stop resisting.*" Martinez did not comply and continued struggling with police.

Corporals Klos and Shephard were applying their body weight on Martinez's torso; Officer Stinnett was kneeling down holding onto Martinez's legs with his hands as Martinez continued struggling with police by kicking and jerking his body. Officer Stinnett appeared exhausted. Officer Dougherty assisted in holding Martinez down as Officer Stinnett attempted to apply the [REDACTED]. I could see Martinez was bleeding from his face and toe, as if he was violently rubbing his face and feet on the pavement. I also noticed his wrists were discoloring and blue as he fought to remove the cuffs. Martinez continued violently resisting officers as we waited for American Medical Response (AMR) to arrive.

AMR arrived on scene and prior to picking up Martinez a spit mask was placed on him. The spit mask was provided by AMR Medics. Sgt. Meeks, Corporal Klos, Corporal Shephard, Officer Dougherty and Officer Stinnett lifted Martinez off the ground and placed him on the gurney. Martinez continued to kick, jerk and resist officers as he was placed on the gurney. With assistance of the NCPD Officers and NCFD personnel, Martinez was secured to the gurney with nylon four point restraints. Martinez continued struggling while on the gurney.

A Medic on scene held a syringe and [REDACTED]. Martinez immediately stopped kicking and jerking his body. I could see Martinez's eye lids were wide open and his pupils appeared to be dilated. Martinez was loaded onto the ambulance. Once inside the ambulance we were notified that Martinez [REDACTED].

REPORTING OFFICER Cordero	ID# 336	DIVISION INV	APPROVED BY Hernandez	ID# 376	DATE AND TIME OF REPORT 12/13/2012 11:54
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ORIGINAL - 12/29/2012

INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 3 OF 4	CASE NUMBER 1207248
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT 24	DISTRICT	DATE 12/1/2012	DAY OF WEEK Sat	TIME 10:16
PRIMARY CODE SECTION PC 245A1 - Assault with a deadly weapon or instrument other than a firearm					
ADDITIONAL CODE SECTION(S)					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					

Officer Stinnett and several of NCFD personnel rode in the ambulance to UCSD Medical Center while Officer Dougherty and I followed the ambulance. Officer Dougherty and I later provided NCFD personnel a ride back to the fire station.

Sgt. Aydelotte requested we (Officer Dougherty and I) respond to [REDACTED] San Diego. Upon our arrival, Sgt. Aydelotte advised he located a witness to the above incident, who is a Spanish speaker. Sgt. Aydelotte requested I speak with the witness who identified himself with a California Driver License as [REDACTED]. Sgt. Aydelotte additionally told me we needed to tow [REDACTED] white [REDACTED] pickup truck to NCPD for processing. Refer to the CHP 180 Form completed by Officer Dougherty for additional information. I informed [REDACTED] of our investigation, he admitted being a witness to the incident on the on-ramp and agreed to respond to NCPD with Sgt Aydelotte and provide a statement.

While at [REDACTED] I spoke with [REDACTED] and requested she respond to NCPD and provide a statement regarding the above incident, [REDACTED] agreed. Refer to Detective Ybarra's statement for information regarding [REDACTED] statement.

While at NCPD, I was requested to obtain [REDACTED]'s statement. [REDACTED] statement was obtained in Spanish and captured on video, using a Flip camera recorder. The interview was subsequently transferred to a Staples DVD-R Disc. The following is a synopsis [REDACTED]. Refer to the impounded Staples DVD-R Disc for additional information.

STATEMENTS:

[REDACTED] is the owner of [REDACTED] San Diego. [REDACTED] also [REDACTED] a 2010 [REDACTED] pickup truck; however, the truck is registered to his sister, [REDACTED].

[REDACTED] lives at [REDACTED] with his wife [REDACTED]. [REDACTED] currently has a girlfriend by the name of [REDACTED]. [REDACTED] have two small children, [REDACTED] son from a previous marriage, his name is [REDACTED].

On December 1, 2012, [REDACTED] was at the tire shop in National City when he received a phone call from [REDACTED] told [REDACTED] her vehicle had a flat tire and she was stranded on the on-ramp off of W. 18th Street, in National City. [REDACTED] drove to the on-ramp and parked his pickup truck in front of [REDACTED] vehicle, a green [REDACTED]. Three children were with her.

[REDACTED] changed the flat tire and was standing next to the driver door of [REDACTED]'s vehicle when he saw what appeared to be a white male (suspect) running northbound on the ice plant next to [REDACTED]'s vehicle. The suspect dove into the bed of [REDACTED] pickup truck, head first. [REDACTED] then saw a police vehicle stop next to [REDACTED], the officer exited and ran after the suspect. A second police officer arrived and also got into the bed of [REDACTED] truck in an attempt to assist with the apprehension of the suspect.

REPORTING OFFICER Cordero	ID# 336	DIVISION INV	APPROVED BY Hernandez	ID# 376	DATE AND TIME OF REPORT 12/13/2012 11:54
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ORIGINAL - 12/29/2012

INCIDENT NUMBER		SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE		PAGE 4 OF 4	CASE NUMBER 1207248
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT 24	DISTRICT	DATE 12/1/2012	DAY OF WEEK Sat	TIME 10:16
PRIMARY CODE SECTION PC 245A1 - Assault with a deadly weapon or instrument other than a firearm					
ADDITIONAL CODE SECTION(S)					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					

The officers tried handcuffing the suspect, but the suspect was combative and refused to cooperate. The suspect fought with the officers as they struggled to handcuff him. The suspect continued to be uncooperative and refused to cooperate with the initial officers on scene. A third officer arrived, yelled at the suspect in English; however, [REDACTED] could not understand what the officer was saying. The third officer on scene struck the suspect with what appeared to be a [REDACTED] with negative results. The officers tried handcuffing and controlling the suspect, but the suspect braced himself (using his legs) to the bed of the truck to prevent the officers from arresting or removing him from the vehicle.

[REDACTED] was in the vehicle screaming and yelling, along with the kids. [REDACTED] said, "They are going to kill him like they killed [REDACTED] [REDACTED]." "Calm down they are not going to do anything to him." The third officer on scene tased the suspect on his side or back; however, it did not affect the suspect since he was not complying with the officers. The suspect was tased again, this time on his leg with negative results. [REDACTED] was distracted with [REDACTED] and the children screaming and yelling so that he did not see who opened the tail gate of the truck. [REDACTED] did see three officers pulling the suspect out of the truck. They moved the suspect to the police vehicle and leaned him over the police car as to search him before placing him in the vehicle, but the suspect continued resisting and fighting with the officers.

The suspect was forced to the ground as he continued resisting the officers. The older looking police officer walked up to [REDACTED] and requested his identification [REDACTED] placed the children in his vehicle due to all the commotion and drove off, leaving his identification with the officer. [REDACTED] speaks English and she also witnessed the incident.

[REDACTED] believed the suspect was under the influence of drugs due to his violent behavior towards the officers.

During the interview with [REDACTED] repeated several times, "The police did what they had to do. They were just doing their job."

[REDACTED] requested he be contacted at work and not at his home.

IMPOUNDED EVIDENCE:

Tag No.

Description

I0081092

A DVD-R disc containing [REDACTED] interview.

REPORTING OFFICER Cordero	ID# 336	DIVISION INV	APPROVED BY Hernandez	ID# 376	DATE AND TIME OF REPORT 12/13/2012 11:54
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ORIGINAL - 12/29/2012

INCIDENT NUMBER		SAN DIEGO REGIONAL ADDITIONAL VICTIMS/WITNESSES/OTHERS				PAGE 1 OF 4		CASE NUMBER 1207248	
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950						BEAT 24	DISTRICT	DATE 12/1/2012 - 12/6/2012	

VICTIM / WITNESS	<input type="checkbox"/> W- <input type="checkbox"/> 16	VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION) WALTERS, W							
	RESIDENCE ADDRESS, CITY STATE ZIP							PHONE (Work) (619) 336-4411	
	RACE	SEX	DATE OF BIRTH	ID TYPE NC	ID NUMBER 398	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE No	RELATION TO: VICTIM SUSPECT N
	STATUS E	EMPLOYER / SCHOOL NCPD			OCCUPATION / RANK / GRADE POLICE DETECTIVE		DAYS OFF Vary	WORK HOURS Vary	
	BUSINESS ADDRESS, CITY STATE ZIP 1200 NATIONAL CITY BL, NATIONAL CITY, CA 91950							PHONE	V/W ASSIST N
	ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)								
VICTIM / WITNESS	<input type="checkbox"/> W- <input type="checkbox"/> 16	VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION) YBARRA, A							
	RESIDENCE ADDRESS, CITY STATE ZIP							PHONE (Work) (619) 364-411	
	RACE	SEX	DATE OF BIRTH	ID TYPE NC	ID NUMBER 381	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE No	RELATION TO: VICTIM SUSPECT N
	STATUS E	EMPLOYER / SCHOOL NCPD			OCCUPATION / RANK / GRADE POLICE DETECTIVE		DAYS OFF Vary	WORK HOURS Vary	
	BUSINESS ADDRESS, CITY STATE ZIP 1200 NATIONAL CITY BL, NATIONAL CITY, CA 91950							PHONE	V/W ASSIST N
	ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)								
VICTIM / WITNESS	<input type="checkbox"/> W- <input type="checkbox"/> 16	VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION) SEWARD, G							
	RESIDENCE ADDRESS, CITY STATE ZIP							PHONE (Work) (619) 336-4411	
	RACE	SEX	DATE OF BIRTH	ID TYPE NC	ID NUMBER 385	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE No	RELATION TO: VICTIM SUSPECT N
	STATUS E	EMPLOYER / SCHOOL NCPD			OCCUPATION / RANK / GRADE SGT		DAYS OFF Vary	WORK HOURS Vary	
	BUSINESS ADDRESS, CITY STATE ZIP 1200 NATIONAL CITY BL, NATIONAL CITY, CA 91950							PHONE	V/W ASSIST N
	ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)								
VICTIM / WITNESS	<input type="checkbox"/> W- <input type="checkbox"/> 16	VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION) KIRKENDALL, L							
	RESIDENCE ADDRESS, CITY STATE ZIP							PHONE (Work) (619) 336-4411	
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE No	RELATION TO: VICTIM SUSPECT N
	STATUS E	EMPLOYER / SCHOOL NCPD			OCCUPATION / RANK / GRADE CSS		DAYS OFF Vary	WORK HOURS Vary	
	BUSINESS ADDRESS, CITY STATE ZIP							PHONE	V/W ASSIST N
	ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)								

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Handwritten: By: _____

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REPORTING OFFICER Walters	ID# 398	DIVISION INV	APPROVED BY Leach	ID# 310	DATE AND TIME OF REPORT 12/08/2012 09:18
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INCIDENT NUMBER		SAN DIEGO REGIONAL ADDITIONAL VICTIMS/WITNESSES/OTHERS				PAGE 2 OF 4		CASE NUMBER 1207248	
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950						BEAT 24	DISTRICT DATE 12/1/2012 - 12/6/2012		

VICTIM / WITNESS	<input type="checkbox"/> W-TYPE <input checked="" type="checkbox"/> W		VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION) 16 LOBATO, B						
	RESIDENCE ADDRESS, CITY STATE ZIP							PHONE (Other) ()	
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE No	RELATION TO: VICTIM SUSPECT N
	STATUS E	EMPLOYER / SCHOOL SAN DIEGO COUNTY DISTRICT ATTORNEY'S OFFICE				OCCUPATION / RANK / GRADE INVST		DAYS OFF Vary	WORK HOURS Vary
	BUSINESS ADDRESS, CITY STATE ZIP 330 W BROADWAY, SAN DIEGO, CA 92101							PHONE	VW ASSIST N
	ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)								

VICTIM / WITNESS	<input type="checkbox"/> W-TYPE <input checked="" type="checkbox"/> W		VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION) 12 LUCUS, J - DR						
	RESIDENCE ADDRESS, CITY STATE ZIP							PHONE (Work) (858) 694-2895	
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE No	RELATION TO: VICTIM SUSPECT N
	STATUS E	EMPLOYER / SCHOOL SD CO MEDICAL EXAMINER'S OFFICE				OCCUPATION / RANK / GRADE FORENSIC PATHOLOGIST		DAYS OFF Vary	WORK HOURS Vary
	BUSINESS ADDRESS, CITY STATE ZIP 5570 OVERLAND Ave, #101, SAN DIEGO, CA 92123							PHONE	VW ASSIST N
	ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)								

VICTIM / WITNESS	<input type="checkbox"/> W-TYPE <input checked="" type="checkbox"/> W		VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION) 06 HANNUM, STEPHEN						
	RESIDENCE ADDRESS, CITY STATE ZIP							PHONE (Work) (858) 694-2895	
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE No	RELATION TO: VICTIM SUSPECT N
	STATUS E	EMPLOYER / SCHOOL SD CO. MEDICAL EXAMINER'S OFFICE				OCCUPATION / RANK / GRADE FORENSIC AUTOPSY SPECIALIST		DAYS OFF Vary	WORK HOURS Vary
	BUSINESS ADDRESS, CITY STATE ZIP 5570 OVERLAND Ave, #101, SAN DIEGO, CA 92123							PHONE	VW ASSIST N
	ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)								

VICTIM / WITNESS	<input type="checkbox"/> W-TYPE <input type="checkbox"/>		VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)						
	RESIDENCE ADDRESS, CITY STATE ZIP							PHONE	
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE	RELATION TO: VICTIM SUSPECT
	STATUS	EMPLOYER / SCHOOL				OCCUPATION / RANK / GRADE		DAYS OFF	WORK HOURS
	BUSINESS ADDRESS, CITY STATE ZIP							PHONE	VW ASSIST
	ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)								



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By: _____
Date: _____

REPORTING OFFICER Walters	ID# 398	DIVISION INV	APPROVED BY Leach	ID# 310	DATE AND TIME OF REPORT 12/08/2012 09:18
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INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 3 OF 4	CASE NUMBER 1207248
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT 24	DISTRICT	DATE 12/1/2012 - 12/6/2012	DAY OF WEEK Sat - Thu	TIME 10:16 - 13:30
PRIMARY CODE SECTION PC 245A1 - Assault with a deadly weapon or instrument other than a firearm					
ADDITIONAL CODE SECTION(S) PC 69 - OBSTRUCT/RESIST EXEC OFFICER; PC 212.5(C) - ROBBERY: SECOND DEGREE					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					

DETECTIVE SUPPLEMENTAL REPORT:

Autopsy Report –

On 12/06/12, I attended the autopsy of Manuel Martinez, which was performed by Dr. J. Lucus, assisted by Forensic Autopsy Specialist S. Hannum. Sergeant G. Seward, Detective A. Ybarra, and Crime Scene Specialist L. Kirkendall were also present.

The decedent was presented nude on a metal gurney. The decedent was lying face up with two bands (blue and yellow) attached to his right ankle. The plastic bands listed the San Diego County Corner Case Number 12-02601 and Martinez' name. The autopsy began at 0932 hours.

The decedent passed away at UCSD Hospital on 12/05/12 at 0317 hours. The decedent had medical devices attached to his nose, mouth, neck, both arms, and both hips. Refer to photos and medical records for additional details.

The decedent had numerous tattoos, some of which included –

- Chest – “Sweetthing” on right side along with a side profile of a woman, possibly the word “Sammy” on left chest
- Back of neck – “OTNC”
- Stomach – “OTNC”
- Left arm – “Myra”
- Left hand and finger – 3 dots on web of left hand, “Myra” on left ring finger
- Left leg – (2) women face along with “NC”
- Left shoulder – (2) women
- Right shoulder – picture of an 8-ball, dragon climbing a wall

(For complete details refer to the photos taken by CSS Kirkendall)

The decedent had two scars –

- Right wrist
- Right forearm

(For complete details refer to the photos taken by CSS Kirkendall)

The decedent had the following visible injuries –

- Head – Abrasion over left temple
- Face - a small laceration near his right eye (This injury stitched up by hospital staff), abrasion above right eyebrow, abrasion on right cheek, abrasion under chin
- Shoulders – Abrasion on both shoulders
- Arms / wrist – abrasion to both arms, abrasion to both wrist, abrasion to both elbows
- Legs / knees/ feet – left big toe nail was removed, right big toe nail was removed, toe nail on right foot (long toe) was almost completely removed, both feet had abrasion, skin near left big toe was pulled away, both knees had abrasions
- Stomach / rib area – small amount of bruising on each side

(For complete details refer to Dr. Lucus' findings once his report is complete)

REPORTING OFFICER Walters	ID# 398	DIVISION INV	APPROVED BY Leach	ID# 310	DATE AND TIME OF REPORT 12/08/2012 09:18
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ORIGINAL - 12/28/2012

INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 4 OF 4	CASE NUMBER 1207248
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT 24	DISTRICT	DATE 12/1/2012 - 12/6/2012	DAY OF WEEK Sat - Thu	TIME 10:16 - 13:30
PRIMARY CODE SECTION PC 245A1 - Assault with a deadly weapon or instrument other than a firearm					
ADDITIONAL CODE SECTION(S) PC 69 - OBSTRUCT/RESIST EXEC OFFICER; PC 212.5(C) - ROBBERY: SECOND DEGREE					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					

Dr. Lucas said the injuries listed above were relatively minor and consistent with a struggle. Dr. Lucas was unable to provide a cause of death at the conclusion of the autopsy. Dr. Lucas said he should have additional details regarding the descendant's death in four to six weeks when the toxicology reports return from the lab.

The autopsy ended approximately at 1330 hours. Refer to CSS Kirkendall's report for additional information, including details regarding evidence collection.

Additional reports from persons attending the autopsy -

Dr. Lucas
CSS Kirkendall

End of report
Detective W. Walters # 398
NCPD Investigations Division

REPORTING OFFICER Walters	ID# 398	DIVISION INV	APPROVED BY Leach	ID# 310	DATE AND TIME OF REPORT 12/08/2012 09:18
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ORIGINAL - 12/28/2012

INCIDENT NUMBER		SAN DIEGO REGIONAL ADDITIONAL VICTIMS/WITNESSES/OTHERS				PAGE 1 OF 5	CASE NUMBER 1207248
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950						BEAT 24	DATE 12/1/2012 - 12/6/2012

VICTIM / WITNESS	<input type="checkbox"/> W-TYPE <input checked="" type="checkbox"/> W 16		VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION) WALTERS, W						
	RESIDENCE ADDRESS, CITY STATE ZIP						PHONE (Work) (619) 336-4411		
	RACE	SEX	DATE OF BIRTH	ID TYPE NC	ID NUMBER 398	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE No	RELATION TO: VICTIM SUSPECT N
	STATUS E	EMPLOYER / SCHOOL NCPD			OCCUPATION / RANK / GRADE POLICE DETECTIVE		DAYS OFF Vary	WORK HOURS Vary	
	BUSINESS ADDRESS, CITY STATE ZIP 1200 NATIONAL CITY BL, NATIONAL CITY, CA 91950						PHONE	V/W ASSIST N	
	ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)								

VICTIM / WITNESS	<input type="checkbox"/> W-TYPE <input checked="" type="checkbox"/> W 06		VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION) [REDACTED]						
	RESIDENCE ADDRESS, CITY STATE ZIP [REDACTED]						PHONE (Mobile) [REDACTED]		
	RACE W	SEX F	DATE OF BIRTH [REDACTED]	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE No	RELATION TO: VICTIM SUSPECT N
	STATUS U	EMPLOYER / SCHOOL			OCCUPATION / RANK / GRADE		DAYS OFF	WORK HOURS	
	BUSINESS ADDRESS, CITY STATE ZIP						PHONE	V/W ASSIST N	
	ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)								

VICTIM / WITNESS	<input type="checkbox"/> W-TYPE		VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)						
	RESIDENCE ADDRESS, CITY STATE ZIP						PHONE		
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE	RELATION TO: VICTIM SUSPECT
	STATUS	EMPLOYER / SCHOOL			OCCUPATION / RANK / GRADE		DAYS OFF	WORK HOURS	
	BUSINESS ADDRESS, CITY STATE ZIP						PHONE	V/W ASSIST	
	ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)								

VICTIM / WITNESS	<input type="checkbox"/> W-TYPE		VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)						
	RESIDENCE ADDRESS, CITY STATE ZIP						PHONE		
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE	RELATION TO: VICTIM SUSPECT
	STATUS	EMPLOYER / SCHOOL			OCCUPATION / RANK / GRADE		DAYS OFF	WORK HOURS	
	BUSINESS ADDRESS, CITY STATE ZIP						PHONE	V/W ASSIST	
	ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)								

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 By: ce
 Date: 2/1/13

REPORTING OFFICER Walters	ID# 398	DIVISION INV	APPROVED BY Leach	ID# 310	DATE AND TIME OF REPORT 12/08/2012 11:06
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INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 2 OF 5	CASE NUMBER 1207248
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT 24	DISTRICT	DATE 12/1/2012 - 12/6/2012	DAY OF WEEK Sat - Thu	TIME 10:16 - 13:30
PRIMARY CODE SECTION PC 245A1 - Assault with a deadly weapon or instrument other than a firearm					
ADDITIONAL CODE SECTION(S) PC 212.5(C) - ROBBERY; SECOND DEGREE; PC 69 - OBSTRUCT/RESIST EXEC OFFICER					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					

DETECTIVE SUPPLEMENTAL REPORT:

ORIGIN:

On 12/01/12 at about 1120 hours, I was contacted by Detective Sergeant Leach. During this conversation, Sergeant Leach explained that National City Patrol Officers had responded to a reported robbery near 530 W. 21st Street (Trolley Deli) in the City of National City. Sergeant went on to explain that the suspect, **Manuel Martinez** had attacked the victim, [REDACTED] during the commission of a robbery. Sergeant Leach then explained that Martinez fled the area upon the first officer's arrival. Sergeant Leach explained that Martinez was located near the Interstate -5 on ramp from W. 18th Street by officers. Sergeant Leach continued by saying that Martinez struggled with officers on scene and was later detained. Sergeant Leach explained that Martinez was alert and struggling with officers on scene when medical personal arrived. Sergeant Leach completed the conversation by saying Martinez had become extremely ill while in the back of the ambulance. Martinez was later transported to UCSD Hospital for medical treatment. Sergeant Leach requested I respond and assist with the investigation. I arrived at approximately 1200 hours.

INVESTIGATION:

Upon arrival, at 530 W. 21st Street, I met with Officer Sakamoto and Investigator DiZinno. Officer Sakamoto told me that he was securing the scene and pointed out the victim, [REDACTED]. I noticed [REDACTED] face was red and signs of swelling were present around his nose and under both eyes. I cleared the scene and drove toward the Interstate -5 (N/B) on ramp at W. 18th Street.

Upon my arrival, I met with Sergeant Smith who gave me a briefing about the incident. Sgt. Smith told me that two witnesses, [REDACTED] and [REDACTED] witnessed the officers arrest Martinez. Sgt. Smith explained both [REDACTED] and [REDACTED] were at NCPD to be interviewed. After talking with Sergeant Smith, I responded to NCPD to meet with my partner Detective Nagle.

At NCPD, Detective Nagle advised me that Detective Ybarra was en-route and would be the case agent for his incident. Knowing there was going to be a slight delay until all investigative personal arrived on scene, I drove back out to 530 W. 21st Street to pick up [REDACTED] for an interview.

Upon arrival, I told Officer Sakamoto I was taking custody of [REDACTED]. While transporting [REDACTED] to NCPD, I noticed the redness and swelling around his face and nose had gotten slightly worse. [REDACTED] complained about pain to his right elbow. [REDACTED] told me his elbow was sore and he was unable to bend it completely. Upon arrival, at NCPD [REDACTED] was placed in an interview room within the investigations division. I assigned Crime Scene Specialist Kirkendall to photograph [REDACTED]. Refer to CSS Kirkendall's report for details.

REPORTING OFFICER Walters	ID# 398	DIVISION INV	APPROVED BY Leach	ID# 310	DATE AND TIME OF REPORT 12/08/2012 11:06
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ORIGINAL - 12/28/2012

INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 3 OF 5	CASE NUMBER 1207248
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT 24	DISTRICT	DATE 12/1/2012 - 12/6/2012	DAY OF WEEK Sat - Thu	TIME 10:16 - 13:30
PRIMARY CODE SECTION PC 245A1 - Assault with a deadly weapon or instrument other than a firearm					
ADDITIONAL CODE SECTION(S) PC 212.5(C) - ROBBERY: SECOND DEGREE; PC 69 - OBSTRUCT/RESIST EXEC OFFICER					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					

Once Detective Ybarra arrived, I assisted him with the interview of [REDACTED]. During the interview Detective Ybarra asked me to create a photo line-up incorporating a photo of Martinez. Detective Ybarra wanted to see if [REDACTED] identify his attacker.

Using the Parole Leads, I created a "six pack" or photo array. A photo of Martinez was used along with five filler photos. Prior to handing [REDACTED] the photos, I read him a photo line-up admonishment. [REDACTED] stated he understood the admonishment. I handed [REDACTED] six individual photos. [REDACTED] looked through the photos and selected the photo of Martinez. When I asked [REDACTED] if he was sure this was the suspect that attacked him, [REDACTED] replied with something similar to, "I'm one hundred percent sure this is the guy." I then asked [REDACTED] to hold the photo of the subject he selected up in front of the camera, which he did. Refer to attached video for details.

I also assisted Detective Ybarra while he interviewed [REDACTED] and [REDACTED]. All three of the interviews were audio and video recorded using a department issued "Flip" camera. The recordings were later transferred on to a CD and impounded at NCPD by Detective Ybarra.

On 12/05/12 at about 0900 hours, Detective Ybarra told me that he learned that Martinez had passed away at UCSD Hospital. At about 1030 hours, I called UCSD Hospital and spoke with [REDACTED]. Per [REDACTED] Dr. [REDACTED] pronounced Martinez dead on 12/05/12 at 0317 hours.

I called the San Diego County Medical Examiners Office and learned that Martinez' autopsy would be conducted on 12/06/12 at about 0930 hours. Refer to my autopsy supplemental report for details.

Later that morning, I assisted Detective Ybarra with his interview of [REDACTED] and [REDACTED] (Martinez' mother and brother). The interviews were audio and video recorded using a department issued "Flip" camera. The recordings were later transferred on to a CD and impounded at NCPD by Detective Ybarra. Refer to Detective Ybarra's report for additional details.

While speaking with the [REDACTED] we learned that Martinez had a girlfriend named [REDACTED] (W) who could possibly help us determine what Martinez had been doing the days prior to his death. Using different computer data bases, I learned that [REDACTED] was in custody at [REDACTED] Women's Jail.

[REDACTED] allowed me to search through her cellular telephone in an attempt to gain information about Martinez since he used her phone in the days leading up to his death. [REDACTED] and I went through the different contacts in her phone and discovered the following numbers that she believed could be friends of Martinez:

- [REDACTED]
- [REDACTED]
- [REDACTED]
- [REDACTED]

REPORTING OFFICER Walters	ID# 398	DIVISION INV	APPROVED BY Leach	ID# 310	DATE AND TIME OF REPORT 12/08/2012 11:06
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ORIGINAL - 12/28/2012

INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 4 OF 5	CASE NUMBER 1207248
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT 24	DISTRICT	DATE 12/1/2012 - 12/6/2012	DAY OF WEEK Sat - Thu	TIME 10:16 - 13:30
PRIMARY CODE SECTION PC 245A1 - Assault with a deadly weapon or instrument other than a firearm					
ADDITIONAL CODE SECTION(S) PC 212.5(C) - ROBBERY: SECOND DEGREE; PC 69 - OBSTRUCT/RESIST EXEC OFFICER					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					

• [REDACTED]

Later the afternoon, Detective Ybarra, CSS Kirkendall, and I went back out to the "Trolley Deli" and the railroad tracks near the deli. We walked the area as CSS Kirkendall took photographs to show the path taken by Martinez after the robbery. Refer to CSS Kirkendall's photos for additional information.

On 12/07/12, Detective Webb and I went to [REDACTED] Women's Jail and spoke with [REDACTED]. The interview was audio and video recorded using my department issued "Flip" camera. The recording was later transferred on to a CD and impounded at NCPD by me. Refer to the statement portion of this report for details.

STATEMENT(S):

Statement of [REDACTED] (W) -

- [REDACTED] dated Martinez prior to her arrest
- [REDACTED] admits that she has had a narcotics problem in the past
- [REDACTED] stated Martinez wanted to marry her
- [REDACTED] hasn't talked with Martinez since he went to prison at the beginning of the year
- [REDACTED] knows Martinez to be a methamphetamine user
- [REDACTED] believes Martinez had mental health issues
- [REDACTED] said Martinez at time would go off to his own little world mentally
- [REDACTED] said Martinez' home life was very stressful
- [REDACTED] only saw Martinez "flip out" one time and that was an argument with his brother, [REDACTED]
- [REDACTED] knew Martinez to be a quite person that kept to him self
- [REDACTED] said Martinez was secretive and hid things from her
- [REDACTED] tried real hard to be the perfect son
- [REDACTED] knew Martinez hung out with a gang member named "Bouncer"
- [REDACTED] does not know "Bouncer"
- Martinez told "Bouncer" to watch out for [REDACTED] while he was in custody
- [REDACTED] only knows Martinez to use methamphetamine
- [REDACTED] says about twice a week Martinez would have mental break downs
- [REDACTED] says Martinez mental issues would be a result of his stress level
- Martinez never told [REDACTED] that he owed money or carried drugs for anyone
- [REDACTED] said Martinez was not aggressive after smoking methamphetamine
- [REDACTED] believes Martinez should have been medicated by a doctor for his mental health issues
- [REDACTED] did not know Martinez had an issue with his [REDACTED]
- Martinez told [REDACTED] that he wanted to change his life and become a better man
- Martinez told [REDACTED] that he was scared to change his life

REPORTING OFFICER Walters	ID# 398	DIVISION INV	APPROVED BY Leach	ID# 310	DATE AND TIME OF REPORT 12/08/2012 11:06
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ORIGINAL - 12/28/2012

INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 5 OF 5	CASE NUMBER 1207248
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT 24	DISTRICT	DATE 12/1/2012 - 12/6/2012	DAY OF WEEK Sat - Thu	TIME 10:16 - 13:30
PRIMARY CODE SECTION PC 245A1 - Assault with a deadly weapon or instrument other than a firearm					
ADDITIONAL CODE SECTION(S) PC 212.5(C) - ROBBERY; SECOND DEGREE; PC 69 - OBSTRUCT/RESIST EXEC OFFICER					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					

- [REDACTED] recognized the name [REDACTED]' which was tattooed on Martinez as his ex
- [REDACTED] did not know Martinez [REDACTED] on two different occasions

(Refer to CD for complete details regarding this interview)

EVIDENCE:

Tag#	Description:
I0081101	Photo Array signed by [REDACTED]
I0081102	Original photos for photo array
I0081103	CD - [REDACTED] interview

End of report
Detective W. Walters # 398
NCPD Investigations Unit

REPORTING OFFICER Walters	ID# 398	DIVISION INV	APPROVED BY Leach	ID# 310	DATE AND TIME OF REPORT 12/08/2012 11:06
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ORIGINAL - 12/28/2012

INCIDENT NUMBER		SAN DIEGO REGIONAL ADDITIONAL VICTIMS/WITNESSES/OTHERS				PAGE 1 OF 3		CASE NUMBER 1207248	
LOCATION OF INCIDENT, CITY STATE ZIP 400 W 22ND ST, NATIONAL CITY, CA 91950						BEAT 24		DISTRICT DATE 12/1/2012	

VICTIM / WITNESS	<input type="checkbox"/> DC <input checked="" type="checkbox"/> W		W-TYPE 06		VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION) [REDACTED]						
	RESIDENCE ADDRESS, CITY STATE ZIP [REDACTED]								PHONE (Mobile) [REDACTED]		
	RACE B	SEX F	DATE OF BIRTH [REDACTED]	ID TYPE DL	ID NUMBER [REDACTED]	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE [REDACTED]	RELATION TO: VICTIM SUSPECT N		
	STATUS U				EMPLOYER / SCHOOL		OCCUPATION / RANK / GRADE		DAYS OFF	WORK HOURS	
	BUSINESS ADDRESS, CITY STATE ZIP								PHONE		VW ASSIST N
	ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)										
VICTIM / WITNESS	<input type="checkbox"/> DC <input checked="" type="checkbox"/> W		W-TYPE 16		VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION) YOUNG, GRAHAM						
	RESIDENCE ADDRESS, CITY STATE ZIP 400 W 22ND ST, NATIONAL CITY, CA 91950								PHONE (Work) (619) 336-4446		
	RACE	SEX	DATE OF BIRTH	ID TYPE NC	ID NUMBER 365	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE No	RELATION TO: VICTIM SUSPECT N		
	STATUS E				EMPLOYER / SCHOOL CITY OF NATIONAL CITY		OCCUPATION / RANK / GRADE POLICE SERGEANT		DAYS OFF Vary	WORK HOURS Vary	
	BUSINESS ADDRESS, CITY STATE ZIP 1200 NATIONAL CITY BL, NATIONAL CITY, CA 91950								PHONE		VW ASSIST N
	ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)										
VICTIM / WITNESS	<input type="checkbox"/> DC <input type="checkbox"/> W		W-TYPE		VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)						
	RESIDENCE ADDRESS, CITY STATE ZIP								PHONE		
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE	RELATION TO: VICTIM SUSPECT		
	STATUS				EMPLOYER / SCHOOL		OCCUPATION / RANK / GRADE		DAYS OFF	WORK HOURS	
	BUSINESS ADDRESS, CITY STATE ZIP								PHONE		VW ASSIST
	ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)										
VICTIM / WITNESS	<input type="checkbox"/> DC <input type="checkbox"/> W		W-TYPE		VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)						
	RESIDENCE ADDRESS, CITY STATE ZIP								PHONE		
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE	RELATION TO: VICTIM SUSPECT		
	STATUS				EMPLOYER / SCHOOL		OCCUPATION / RANK / GRADE		DAYS OFF	WORK HOURS	
	BUSINESS ADDRESS, CITY STATE ZIP								PHONE		VW ASSIST
	ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)										

REPORTING OFFICER Young	ID# 365	DIVISION PAT	APPROVED BY Young	ID# 365	DATE AND TIME OF REPORT 12/01/2012 11:45
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INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 2 OF 3	CASE NUMBER 1207248
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT 24	DISTRICT	DATE 12/1/2012	DAY OF WEEK Sat	TIME 10:16 - 11:45
PRIMARY CODE SECTION PC 211 - ROBBERY					
ADDITIONAL CODE SECTION(S)					
LOCATION OF INCIDENT, CITY STATE ZIP 400 W 22ND ST, NATIONAL CITY, CA 91950					

SUPPLEMENTAL REPORT

ORIGIN

On 12/01/12, at approximately 1016 hours, NCPD Dispatch broadcasted that a 211 PC (Robbery) was occurring now at 530 W 21st Street, national City (the deli at the W 24th Street trolley stop). I responded from a few blocks away to assist.

NARRATIVE

On the above date and time, I was working Office of Traffic Safety (OTS) Traffic Enforcement overtime. I was in the area at West 18th Street, when NCPD Dispatched broadcasted that a 211 PC was occurring now at the deli located next to the 24th Street trolley station. Additionally it was broadcasted that the suspect had a gun or a knife. I was the first officer on scene; I arrived at approximately 1018 hours.

Upon arrival, I observed several people standing outside of the deli and pointing into the shop. From the crowd of people, I heard someone say, "The guy in the store has a gun." I moved into a position where I could see clearly through the south facing entrance door. I could view the cashier area and a doorway/hallway leading into what appeared to be a backroom. I took [REDACTED] a telephone booth where I could see an individual who I believed was the suspected, bobbing and weaving in and out of the doorway, drinking a Monster style can beverage and eating and unknown object/substance.

I was approximately 25-30 feet away from the person I believed was the suspect. This individual was either a Hispanic male adult or a White male adult, 28-35 years old, short black hair, black mustache, about 5-09 to 6-00 tall, about 170-190 pounds, multiple tattoos over his exposed skin and wearing a white tank top undershirt and blue jeans. I broadcasted a description of the individual I saw out on the air for arriving units to the scene. I drew my handgun and pointed it at the suspect. I broadcasted, "Give me the air....I have one at gunpoint!"

I ordered the person I believed to be the suspect to the ground at gunpoint, he disregarded my commands as he moved away from the door way. The suspect appeared to be very agitated, paranoid and confused. Based on my training and experience, I believed he appeared to be under the influence of a controlled substance. As I ordered the suspect to the ground appeared to quickly finish the Monster drink he had in his and consume quickly what he was eating.

The store clerk was at my right side approximately 10-15 feet away from me. I asked him if that was the suspect in the store and he said, "Yes." I asked the store clerk if there was anyone else in the store and he said, "No." I asked the store clerk if there was a back way out of the deli and the store clerk told me there was to the north. I put this information out to the officers who were arriving to set up a perimeter. Just as I finished broadcasting the location of a possible exit of the building, Sergeant Meeks broadcasted that he had a subject matching that description running out of the back area behind the deli then onto the trolley tracks west of the deli. I maintained my location until the suspect was apprehended and it was confirmed he was only suspect in the robbery. I then cleared the deli and looked for any other suspects and evidence. I requested officers to assist in the investigation at the scene and to take witness statements.

REPORTING OFFICER Young	ID# 365	DIVISION PAT	APPROVED BY Young	ID# 365	DATE AND TIME OF REPORT 12/01/2012 11:45
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ORIGINAL - 12/04/2012

INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 3 OF 3	CASE NUMBER 1207248
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT 24	DISTRICT	DATE 12/1/2012	DAY OF WEEK Sat	TIME 10:16 - 11:45
PRIMARY CODE SECTION PC 211 - ROBBERY					
ADDITIONAL CODE SECTION(S)					
LOCATION OF INCIDENT, CITY STATE ZIP 400 W 22ND ST, NATIONAL CITY, CA 91950					

Upon arrival of Officer Sakamoto to the scene, I relinquished the investigation to him and took the statement of a witness identified as [REDACTED].

STATEMENTS

Statement [REDACTED] (Witness)

[REDACTED] was in the deli at the trolley station at about 10:00 O'clock on Saturday, December 1, 2012. [REDACTED] was in the area where the potato chips were located. She noticed a Hispanic or White man approach the cashier's counter from the east and begin to lean over the counter where the store clerk was standing on the other side. [REDACTED] said she could hear the man who was leaning over the counter say something, but she could not make out what he said. [REDACTED] said that the man had a silver object in one of his hands (unknown what hand) but could not tell what it was.

The store clerk raised his voice and told the man leaning over the counter, "Get the fuck out of here" multiple times. [REDACTED] said the store clerk yelled loudly as though he wanted other people in the store to know he was being robbed. All of a sudden, the man leaning over the counter began to attack the store clerk. The store clerk picked up a metal object (latter identified as a hot plate) and began to defend himself by hitting the man who was leaning over the counter with the metal object. [REDACTED] quickly left the store and as she left she could hear crashing coming from within the store. [REDACTED] called "911" to report the incident.

[REDACTED] identified the suspect as a White or Hispanic male adult, about 5-10 tall, medium build, mustache and black hair, having a lot of tattoos, and wearing a white tee shirt and blue jeans

REPORTING OFFICER Young	ID# 365	DIVISION PAT	APPROVED BY Young	ID# 365	DATE AND TIME OF REPORT 12/01/2012 11:45
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ORIGINAL - 12/04/2012

INCIDENT NUMBER		SAN DIEGO REGIONAL ADDITIONAL VICTIMS/WITNESSES/OTHERS				PAGE 1 OF 4		CASE NUMBER 1207248	
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950						BEAT 24	DISTRICT	DATE 12/1/2012	

VICTIM / WITNESS	<input type="checkbox"/> W-TYPE		VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION) 16 STINNETT, R						
	RESIDENCE ADDRESS, CITY STATE ZIP							PHONE	
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE	RELATION TO: VICTIM SUSPECT
				NC	452			No	N
	STATUS		EMPLOYER / SCHOOL			OCCUPATION / RANK / GRADE		DAYS OFF	WORK HOURS
	E		NCPD			POLICE OFFICER		Vary	Vary
	BUSINESS ADDRESS, CITY STATE ZIP 1200 NATIONAL CITY BL, NATIONAL CITY, CA 91950							PHONE	VW ASSIST
	ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)								

VICTIM / WITNESS	<input type="checkbox"/> W-TYPE		VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)						
	RESIDENCE ADDRESS, CITY STATE ZIP							PHONE	
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE	RELATION TO: VICTIM SUSPECT
	STATUS		EMPLOYER / SCHOOL			OCCUPATION / RANK / GRADE		DAYS OFF	WORK HOURS
	BUSINESS ADDRESS, CITY STATE ZIP							PHONE	VW ASSIST
	ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)								

VICTIM / WITNESS	<input type="checkbox"/> W-TYPE		VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)						
	RESIDENCE ADDRESS, CITY STATE ZIP							PHONE	
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE	RELATION TO: VICTIM SUSPECT
	STATUS		EMPLOYER / SCHOOL			OCCUPATION / RANK / GRADE		DAYS OFF	WORK HOURS
	BUSINESS ADDRESS, CITY STATE ZIP							PHONE	VW ASSIST
	ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)								

VICTIM / WITNESS	<input type="checkbox"/> W-TYPE		VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)						
	RESIDENCE ADDRESS, CITY STATE ZIP							PHONE	
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE	RELATION TO: VICTIM SUSPECT
	STATUS		EMPLOYER / SCHOOL			OCCUPATION / RANK / GRADE		DAYS OFF	WORK HOURS
	BUSINESS ADDRESS, CITY STATE ZIP							PHONE	VW ASSIST
	ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)								

ARJIS

By: _____

Date: _____

REPORTING OFFICER Stinnett	ID# 452	DIVISION	APPROVED BY Ybarra	ID# 381	DATE AND TIME OF REPORT 12/01/2012 14:10
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INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 2 OF 4	CASE NUMBER 1207248
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT 24	DISTRICT	DATE 12/1/2012	DAY OF WEEK Sat	TIME 10:16
PRIMARY CODE SECTION PC 245A1 - Assault with a deadly weapon or instrument other than a firearm					
ADDITIONAL CODE SECTION(S) PC 212.5(C) - ROBBERY: SECOND DEGREE; PC 69 - OBSTRUCT/RESIST EXEC OFFICER					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					

OFFICER'S SUPPLEMENTAL

On 12-1-12 at approximately 1016 hours, I responded to the 24th Street Trolley, to investigate a report of a possible robbery in progress where the suspect (later identified as Manuel Martinez) had either a knife or a gun. While en route to the call, Sergeant Young advised he was on scene and he had the suspect at gunpoint. Sergeant Young advised the suspect was alone and barricaded inside of the store.

I arrived a short time later in the east alley of 2000 Wilson Avenue, trying to block off a potential escape route. As I was pulling in, I heard someone advise over the police radio he saw Martinez running northbound on the trolley tracks. I hurried back to my car and drove out and northbound onto Wilson Avenue. I turned westbound onto West 18th Street behind Corporal Klos, and then we turned north onto the I-5 onramp.

Parked along the east curblin of the onramp were a green car and a white pickup truck. Almost immediately as I turned onto the onramp, I saw a subject (Martinez) in a white tee shirt running down through some shrubbery between the trolley tracks and the onramp. Martinez ran directly towards the white truck and, without stopping leapt headfirst into the be of the truck. Martinez' momentum carried his feet almost directly atop his head, and it looked as if Martinez was doing a cartwheel.

Corporal Klos and I parked and exited our cars and approached the truck with weapons drawn. I had my gun in my right hand as I approached the truck. Martinez remained in the truck bed as we got closer. Upon arriving at the truck, Corporal Klos maintained aiming his weapon at Martinez, who had his hands partially above his head, and I decided to try and detain him.

I climbed into the back of the truck and placed my left kneed into Martinez' upper back to help immobilize him. I then grabbed a hold of Martinez' right hand and placed it into a pair of my handcuffs. I told Martinez to give me his other hand and he refused. I again instructed Martinez to place his other hand behind his back, and he again refused, and began trying to pull his right hand from me.

Corporal Klos jabbed Martinez in the left shoulder with his [REDACTED] instructing him to put his hand behind his back, and Martinez continued to resist, instead pulling his left arm tighter up against his body in defiance. Refer to Corporal Klos' Supplemental Report for more information on his involvement. Martinez tried to reach his left hand towards his waistband and I believed he was reaching for a weapon. As Martinez had increased his resistance and began to kick even after being struck by Corporal Klos' baton, I decided to try and get Martinez to comply with additional pain compliance.

I then took hold of my [REDACTED] with my left hand and struck Martinez in [REDACTED] with my right hand, which had not effect. Martinez again refused to comply and continued to try and kick and pull away. I hit Martinez in [REDACTED] a second time with my [REDACTED] with similar results. Martinez' fingers were constantly fidgeting in a way consistent with my training and experience to be related to drug use, and [REDACTED]

REPORTING OFFICER Stinnett	ID# 452	DIVISION	APPROVED BY Ybarra	ID# 381	DATE AND TIME OF REPORT 12/01/2012 14:10
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ORIGINAL - 12/05/2012

INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 3 OF 4	CASE NUMBER 1207248
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT 24	DISTRICT	DATE 12/1/2012	DAY OF WEEK Sat	TIME 10:16
PRIMARY CODE SECTION PC 245A1 - Assault with a deadly weapon or instrument other than a firearm					
ADDITIONAL CODE SECTION(S) PC 212.5(C) - ROBBERY; SECOND DEGREE; PC 69 - OBSTRUCT/RESIST EXEC OFFICER					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					

At this time, Sergeant Meeks was on scene and he issued a [REDACTED] to Martinez' back with his [REDACTED] Martinez yelled out in pain and put his left hand behind his back. I placed his hand into the handcuffs and began a pat down search of Martinez for possible weapons with negative results. I removed a wallet from Martinez' right rear pants pocket and noticed an identification card inside.

I exited the truck bed and lowered the tail gate. Martinez was advised he was going to be removed from the truck and asked to calm down. Corporal Klos and I slid Martinez back towards the street feet first (Martinez was already lying with his feet nearest the tail gate) and assisted him in standing up. Martinez at first slumped to the ground, not wanting to support any of his own weight and I instructed him to stand up. Martinez stood and was walked to the front right quarter panel of Corporal Klos' car for a more thorough search.

I searched the right side of Martinez and Corporal Klos searched the left. Neither side located a weapon of any kind. Corporal Klos removed Martinez' left shoe and found nothing inside. Martinez began to resist again when Corporal Klos removed his shoe. I next removed Martinez' right shoe to check his foot and he tried to kick at me. Corporal Klos and I took Martinez to the ground again to control him.

Once on the ground Martinez kicked at me and I ordered him to stop resisting. Martinez kicked at me again, and I kicked him in the right thigh with my right foot in order to stop his kicking. I then knelt on Martinez' legs in an attempt to control him. Corporal Klos was trying to maintain control of Martinez' head and arms. Martinez was extremely physically resistant, twisting his body and kicking his legs. I drew my [REDACTED] and removed the cartridge. I placed the [REDACTED] up against Martinez' lower back and issued a [REDACTED] Martinez again yelled out as a reaction to the [REDACTED] being deployed, and temporarily calmed down. I holstered my [REDACTED] and continued to sit upon Martinez' legs. Martinez was yelling, 'You don't know who I am. I'm ghost. Fuck you.'

Martinez was repeatedly ordered to stop resisting and refused to comply. Detective Shephard arrived on scene to assist and took over at my location on Martinez' legs. I went and got [REDACTED] from my car to restrain Martinez' legs. Detective Shephard took [REDACTED] and I again took control of Martinez' legs. The [REDACTED] was applied, but Martinez continued to kick at and resist officers.

Paramedics arrived on scene and gave officers a spit mask, which was applied to Martinez. I next lifted Martinez on the stretched along with my partners. I continued to control his legs as the medical personnel strapped him to the gurney. [REDACTED]

Martinez was placed into the ambulance and I entered the ambulance to ride to the hospital along with Martinez in the event he awoke and began to fight again. [REDACTED] NCFD Engine 34B was on scene, and AMR 494 (paramedics John Prieto and Ahmed Hluz).

I rode in the ambulance without incident, [REDACTED] Once at the UCSD medical center, Martinez was wheeled into the emergency room. Martinez was treated briefly before being transported up to the trauma unit.

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ORIGINAL - 12/05/2012

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LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					

While the medical staff was working on Martinez, I overheard them speaking about [REDACTED]

While at the hospital, the Trauma Attending On Call was [REDACTED] who oversaw Resident Physician [REDACTED] and Resident Nurses [REDACTED] and [REDACTED]. I was relieved at my post at the hospital by Officer Barawed.

I returned to NCPD where I was later photographed for evidentiary purposes. I also turned in my [REDACTED] to have its memory downloaded. I also conducted a walking search of the trolley tracks from the scene of the crime, to the area of the arrest in an attempt to locate a weapon with negative results.

As a result of my involvement in arresting Martinez, I sustained an injury to my right hand. My right hand was tender and there was some swelling. I notified Sergeant Meeks about my injury. Sergeant Meeks filled out some necessary paperwork on my injury. The following day, on 12-2-12, I went to Paradise Valley Hospital to have the injury to my right hand checked out. My hand was x-rayed and there was no fracture found.

There was no further information at the time of this report. This report was completed on 12-1-12 at approximately 1626 hours. Refer to Officer Sakamoto's Crime Report for more information.

REPORTING OFFICER Stinnett	ID# 452	DIVISION	APPROVED BY Ybarra	ID# 381	DATE AND TIME OF REPORT 12/01/2012 14:10
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ORIGINAL - 12/05/2012

INCIDENT NUMBER		SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE		PAGE 1 OF 3	CASE NUMBER 1207248
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT	DISTRICT	DATE 12/1/2012	DAY OF WEEK Sat	TIME 10:16
PRIMARY CODE SECTION PC 211 - ROBBERY					
ADDITIONAL CODE SECTION(S) PC 245A1 - Assault with a deadly weapon or instrument other than a firearm; PC 69 - OBSTRUCT/RESIST EXEC OFFICER					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST 91950					

OFFICER'S SUPPLEMENTAL REPORT

ORIGIN:

On 12-01-12 at about 1027 hours, I responded to the area of West 18th Street and Wilson Avenue to assist officers who advised they were fighting a suspect.

INVESTIGATION:

On the above date, at about 1016 hours, Officers responded to the Trolley Deli at 530 West 21st Street reference a possible armed robbery in progress. The suspect fled the scene on officers' arrival, and was located a few blocks away at West 18th Street and Wilson Avenue, where he violently resisted officers attempting to arrest him.

I was in [REDACTED] Sergeant Cordero was with me, also in plainclothes. We are both assigned to the NCPD Gang Enforcement Team. We were on our way back from the downtown San Diego area, southbound on Harbor Drive.

We had just passed the Coronado Bridge, southbound on Harbor Drive, when I monitored a radio transmission by Sergeant Meeks saying, "We're still fighting the suspect!" The location given was the I-5 onramp from West 18th Street near Wilson Avenue. I activated my emergency lights and siren and responded [REDACTED] to assist.

I traveled all the way down through San Diego on Harbor Drive, into National City on surface streets and finally arrived on scene on the on ramp, parking behind several police vehicles and a fire truck.

When I was nearing the top of the ramp, I saw several officers trying to control a suspect, identified as Manuel MARTINEZ. Sergeant Meeks, Corporal Klos, Officer Stinnett and Corporal Shepherd were on scene and all attempting to control MARTINEZ. It took several minutes to travel down Harbor Drive and MARTINEZ was STILL violently resisting on our arrival.

MARTINEZ was on the ground, with his hands behind his back in handcuffs. He was thrashing so wildly it took all those officers just to hold him to the ground. I could see Officer Stinnett, trying to hold the suspect's legs down and apply a [REDACTED], being physically lifted off the ground by MARTINEZ' legs. MARTINEZ was yelling and screaming incoherently, making almost animal like sounds. He had a lot of blood on his face.

NCFD personnel were on scene. Sergeant Meeks told me they were attempting to control MARTINEZ' violent resistance enough to put him on a waiting gurney and have medics evaluate him. However, MARTINEZ only continued to wildly and violently resist. I could see the officers attempting to control MARTINEZ were sweating and appeared exhausted.

I assisted by helping to hold MARTINEZ to the ground while a set of hinged handcuffs were applied. His wrists were discolored and bruised from where it appeared he had been twisting and pulling on the handcuffs.

REPORTING OFFICER Dougherty	ID# 367	DIVISION NPT	APPROVED BY Rounds	ID# 360	DATE AND TIME OF REPORT 12/01/2012 16:44
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ORIGINAL - 12/15/2012

INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 2 OF 3	CASE NUMBER 1207248
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT	DISTRICT	DATE 12/1/2012	DAY OF WEEK Sat	TIME 10:16
PRIMARY CODE SECTION PC 211 - ROBBERY					
ADDITIONAL CODE SECTION(S) PC 245A1 - Assault with a deadly weapon or instrument other than a firearm; PC 69 - OBSTRUCT/RESIST EXEC OFFICER					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST 91950					

I was surprised by MARTINEZ' strength. He did not appear to be big enough to display the strength I felt as I tried to hold him down. It took all of my body weight pressing down on his left leg to keep him from lifting it up off the ground. The whole time, officers kept telling him to relax and stop fighting, though it had no effect on MARTINEZ.

Once MARTINEZ was secured in the second pair of handcuffs, I assisted in helping to lift him onto the gurney. He continued to fight, even on the gurney. Medics secured him to the gurney with nylon four point restraints and he continued to violently struggle. [REDACTED]

[REDACTED] The entire time I was on scene, MARTINEZ never stopped struggling. The entire time I had hands on him, I never felt him relax or loosen up.

Medics loaded MARTINEZ onto the ambulance. [REDACTED]

[REDACTED] MARTINEZ was transported to UCSD Medical Center. Officer Stinnett rode with medics in the ambulance, and I drove his police car to the hospital.

I later responded to [REDACTED] Street in San Diego. Sergeant Aydelotte requested I tow a truck back to NCPD for processing. The truck had been at the scene where MARTINEZ was arrested, and MARTINEZ had jumped into the back of it when he was fleeing from police, leaving what appeared to be bloodstains in the bed. The owner of the truck had also been on scene and volunteered to go to NCPD to provide a statement.

I had the truck towed by Moynahan's Towing to the underground parking facility at NCPD.

I was later assigned to document a statement from one of the NCFD firefighters that had been on scene.

I met with NCFD firefighter Michael Sosamon in the Investigations Division at NCPD and documented his statement.

For further information, refer to attached police reports.

STATEMENT:

Michael SOSAMON (Firefighter/ Paramedic)

Michael Sosamon is a firefighter/ paramedic with the National City Fire Department. He was on duty on 12-01-12, assigned to truck 34. He was the only paramedic on truck 34.

At about 1020 hours, Sosamon responded to the West 18th Street onramp to the I-5 reference a call to assist police with an injured, combative suspect.

REPORTING OFFICER Dougherty	ID# 367	DIVISION NPT	APPROVED BY Rounds	ID# 360	DATE AND TIME OF REPORT 12/01/2012 16:44
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ORIGINAL - 12/15/2012

INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 3 OF 3	CASE NUMBER 1207248
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT	DISTRICT	DATE 12/1/2012	DAY OF WEEK Sat	TIME 10:16
PRIMARY CODE SECTION PC 211 - ROBBERY					
ADDITIONAL CODE SECTION(S) PC 245A1 - Assault with a deadly weapon or instrument other than a firearm; PC 69 - OBSTRUCT/RESIST EXEC OFFICER					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST 91950					

On arrival, there was a police car on the on ramp. Several officers were on the ground in the street near the police car; struggling with a suspect (MARTINEZ). MARTINEZ was face down on the street, in handcuffs, but was violently resisting. He was fighting with the police so badly, it took all the officers on scene just to hold him down.

MARTINEZ was yelling and moaning loudly, but nothing intelligible. The police kept yelling, "Stop resisting!"

Medics arrived with a gurney and police loaded MARTINEZ onto the gurney, while he was still violently struggling. Sosamon and the other firefighters on his truck all helped to hold MARTINEZ down and secure him in restraints to the gurney. MARTINEZ was very strong and it was hard to hold him down.

From Sosamon's training and experience, MARTINEZ [REDACTED]
Sosamon has seen a lot of combative patients, and patients on drugs, but MARTINEZ was one of the most [REDACTED]
[REDACTED]

MARTINEZ did not know the medic crew on scene, as they did not normally work the South Bay area. One was a taller, white male and the other was a very short male. The tall white medic [REDACTED]
[REDACTED]

[REDACTED]
[REDACTED]
[REDACTED]

MARTINEZ still had a pulse and was loaded onto the ambulance. [REDACTED]
[REDACTED] Sosamon rode with medics in the ambulance to UCSD medical center to assist [REDACTED]

[REDACTED]
[REDACTED] MARTINEZ was taken into the Emergency Room for further treatment.

REPORTING OFFICER Dougherty	ID# 367	DIVISION NPT	APPROVED BY Rounds	ID# 360	DATE AND TIME OF REPORT 12/01/2012 16:44
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ORIGINAL - 12/15/2012

INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 1 OF 1	CASE NUMBER 1207248
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT 24	DISTRICT	DATE 12/1/2012 - 12/3/2012	DAY OF WEEK Sat - Mon	TIME 12:10
PRIMARY CODE SECTION PC 212.5A - ROBBERY: FIRST DEGREE					
ADDITIONAL CODE SECTION(S) PC 245A1 - Assault with a deadly weapon or instrument other than a firearm; PC 69 - OBSTRUCT/RESIST EXEC OFFICER					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					

OFFICER'S SUPPLEMENTAL

On 12-1-12 at approximately 1230 hours I went to UCSD hospital in Hillcrest to relieve Officer Stinnett and stand by to obtain a blood sample from Manuel Martinez (SUSPECT). At approximately 1300 hours, a phlebotomist arrived at the hospital and blood samples were obtained at approximately 1315 hours. I also took several photographs of Martinez at the hospital.

At approximately 1640 hours, Detectives Walters and Ybarra arrived at the hospital to obtain additional information regarding Martinez' status from hospital staff. I cleared the hospital at approximately 1700 hours. I transferred the photos onto a CD-R disk and impounded the blood evidence and CD-R into evidence at NCPD.

EVIDENCE:

I0081480 BLOOD SAMPLES
I0081481 PHOTO CD-R

REPORTING OFFICER Barawed	ID# 436	DIVISION	APPROVED BY Etzler	ID# 357	DATE AND TIME OF REPORT 12/03/2012 13:28
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ORIGINAL - 12/06/2012

INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 1 OF 7	CASE NUMBER 1207248
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT 24	DISTRICT	DATE 12/1/2012	DAY OF WEEK Sat	TIME 10:16
PRIMARY CODE SECTION PC 245A1 - Assault with a deadly weapon or instrument other than a firearm					
ADDITIONAL CODE SECTION(S)					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					

Detective Report

On 12-01-12, at about 1130 I was called to NCPD to assist in the follow up investigation of a robbery that had just occurred. The suspect (Manuel Martinez) had sustained some injuries during the course of the robbery and arrest and had [REDACTED]. He was being treated at UCSD. I came to NCPD to meet with other NCPD detectives.

Detective Walters had located the victim of the robbery [REDACTED] and drove him to NCPD. Once Detective Walters and CSS Kirkendall completed taking photos of [REDACTED]'s injuries, I had him sign a medical release form. [REDACTED] he was probably going to be treated at Grossmont Hospital but he was not sure. I listed Grossmont Hospital and all other medical treatment facilities on the release form, PD-511.

After that was completed, we had a briefing related to the robbery incident. I was assigned to try to locate Martinez's residence. I ran a record's check on Martinez and saw he had listed an address of [REDACTED] in National City with State Parole. Martinez was currently being supervised per AB-109 but parole still had current information on him. Officer Dougherty and I went to that address and knocked on the door. A male, [REDACTED] answered and said Manuel did live there. [REDACTED] got his [REDACTED] who then came to the door. She also said Manuel lived there. She said he had just gotten out of prison 3 days ago and was staying there until he could get a bed at a drug treatment facility. [REDACTED] told me it was her understanding that it would take Manuel about two weeks to be able to get a bed at a drug treatment facility.

[REDACTED] me Manuel was sleeping on the couch in the living room and he did not have a separate room. There were only two rooms in the house. [REDACTED] had one and [REDACTED] had the other one. [REDACTED] said he other [REDACTED] would also sleep in a chair in the living room. [REDACTED] was not there and was currently hospitalized due to issues with [REDACTED] I asked [REDACTED] for permission to search her house and she that was fine and she did not have anything to hide. She signed a consent to search form, see NCPD PD 810 form.

[REDACTED] was a single detached, single story residence. The house is small and old. There were two bedrooms, one bath, one kitchen and a living room. There was a front yard, side driveway on the north and rear yard.

REPORTING OFFICER Nagle	ID# 371	DIVISION	APPROVED BY Leach	ID# 310	DATE AND TIME OF REPORT 12/01/2012 16:10
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ORIGINAL - 12/10/2012

INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 2 OF 7	CASE NUMBER 1207248
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT 24	DISTRICT	DATE 12/1/2012	DAY OF WEEK Sat	TIME 10:16
PRIMARY CODE SECTION PC 245A1 - Assault with a deadly weapon or instrument other than a firearm					
ADDITIONAL CODE SECTION(S)					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					

█████ showed me an area in his room where he had let Manuel store some of his belongings. This was in the south/east corner of the room. I saw there were minimal items of clothing and miscellaneous paper work. I searched the house and located a cell phone in █████ room. █████ said that was not his phone and it did not even work. He said his mother had given it to Manuel. I collected that phone. I collected some miscellaneous papers and mail from that area. █████ also said Manuel would hang some clothes in the closet. I searched the closet and located some other papers for Manuel and collected those. I searched the couch area and did not locate anything else. Officer Dougherty searched the bathroom, kitchen and exterior but did not locate anything of significance. Detective DiZinno took photos of the house, inside and out, refer to his photos for details.

Neither █████ nor █████ had seen Manuel using drugs. █████ did say Manuel had trouble sleeping at night. █████ said Manuel was complaining of an issue with his wisdom teeth on his right side. █████ said his jaw was swollen and had a lump on it. She did not think he was taking any medication for it. They had not seen Manuel with any guns. They had not seen Manuel acting bizarre. █████ said Manuel did not have a cell phone, a job, a girlfriend, a car or a computer. She said he would walk to get around. Manuel did not have a bus pass yet. █████ said Manuel would use her cell phone upon occasion. █████ thought Manuel left the house at about 0830 to 0930 today. She thought he was going to go see his Probation Officer.

Later, on 12-01-12, I interviewed one of the fire fighters who responded to the scene to treat Martinez. I interviewed him at the investigations' area of the police department.

Statement of O. Aguirre: (Witness)

- Aguirre was working Truck 34B this day
- He received a call to "evaluate for PD" at 18th St. and Wilson Ave.
- The driver of the fire truck parked behind the police car
- Aguirre saw the suspect (Manuel Martinez) on the ground near the right / front of the police car
- There were four officers on him
- Martinez was fighting the police
- Martinez was face down but Aguirre could not see if he was handcuffed but thought he may have been
- Aguirre was kicking and moving his head all around
- Martinez did not say anything

REPORTING OFFICER Nagle	ID# 371	DIVISION	APPROVED BY Leach	ID# 310	DATE AND TIME OF REPORT 12/01/2012 16:10
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ORIGINAL - 12/10/2012

INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 3 OF 7	CASE NUMBER 1207248
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT 24	DISTRICT	DATE 12/1/2012	DAY OF WEEK Sat	TIME 10:16
PRIMARY CODE SECTION PC 245A1 - Assault with a deadly weapon or instrument other than a firearm					
ADDITIONAL CODE SECTION(S)					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					

- The officers were yelling stop resisting
- Aguirre was standing by waiting so he could treat Martinez
- Once the medics got there, Aguirre got the backboard from the ambulance in anticipation of needing that
- Once Martinez was able to be restrained, the plan was to load him to the backboard and use restraints on him
- At one point they were able to maneuver Martinez to the backboard and began to strap him down. This took place near the back of the police car
- There was a set of [REDACTED] from that the officers had put on Martinez so they took those off
- They got one arm restrained then [REDACTED]
- [REDACTED]
- They were able to finish restraining Martinez at that point
- Aguirre saw Martinez had a small cut to the area of his right eye and his toes
- They put a spit mask on Martinez because he was spitting when the officers were trying to restrain him
- They put the backboard on the gurney
- Aguirre saw Martinez's [REDACTED]
- Aguirre checked and Martinez still had a pulse
- [REDACTED]
- [REDACTED]
- He notified others and they immediately transported to UCSD
- During the drive to the hospital, Aguirre reassessed and realized Martinez [REDACTED]
- Martinez did not say anything during the drive to the hospital
- Aguirre believed Martinez [REDACTED]
- He described Martinez as being over the edge

On 12-5-12, I talked with Probation Officer William Young reference Martinez. Young told me that Agent E. Armas will be the primary supervising agent but she was unavailable so Young provided me the information I needed.

- Martinez was released from prison on 11-27-12
- Reported to the Hall of Justice on 11-29-12 for mandatory report in
- Martinez was asked if he needed drug treatment and he said no
- He was not drug tested which is normal
- Martinez listed his home address as [REDACTED] with a phone number of [REDACTED]

REPORTING OFFICER Nagle	ID# 371	DIVISION	APPROVED BY Leach	ID# 310	DATE AND TIME OF REPORT 12/01/2012 16:10
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ORIGINAL - 12/10/2012

INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 4 OF 7	CASE NUMBER 1207248
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT 24	DISTRICT	DATE 12/1/2012	DAY OF WEEK Sat	TIME 10:16
PRIMARY CODE SECTION PC 245A1 - Assault with a deadly weapon or instrument other than a firearm					
ADDITIONAL CODE SECTION(S)					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					

- Martinez has previously reported health issues to his probation officer such as problems with his [REDACTED]
- It was noted in Martinez's file he was an intravenous drug user in prison
- Martinez called the NC probation office on the 30th and left a message asking when he needed to report
- Martinez has not reported to the office as of the date of this incident

I talked with Agent Armas who told me she had talked with Martinez on the phone. She told me he sounded sober at that time. She said she had not yet been able to meet with Martinez or set a date to meet him, which was pending.

On 12-6-12, I reviewed the items I collected from Martinez's living area. There was a bottle [REDACTED]. The prescription listed Martinez's name and was filled at Donovan Prison. There were 30 pills and only one appeared to be taken (29 remained). There was [REDACTED]. These items had recovered from the top of the speaker in Robert's room.

There was a LG / Verizon cell phone I recovered. I reviewed that phone and saw in case of emergency contact [REDACTED] El Cajon # [REDACTED]. Also listed was [REDACTED] at [REDACTED]. The name card for the phone was [REDACTED] [REDACTED] with an address of [REDACTED]. I called the [REDACTED] number which was disconnected. I called [REDACTED] who told me he knew [REDACTED] but [REDACTED] had moved from [REDACTED] St. four months ago. [REDACTED] said [REDACTED] lived there for about six months though. [REDACTED] thought [REDACTED] may be in drug rehab. I called [REDACTED] at [REDACTED] and left a message but she has never returned my call. At this point, I am unable to determine if Martinez was allowed to be in possession of this phone or if it was stolen.

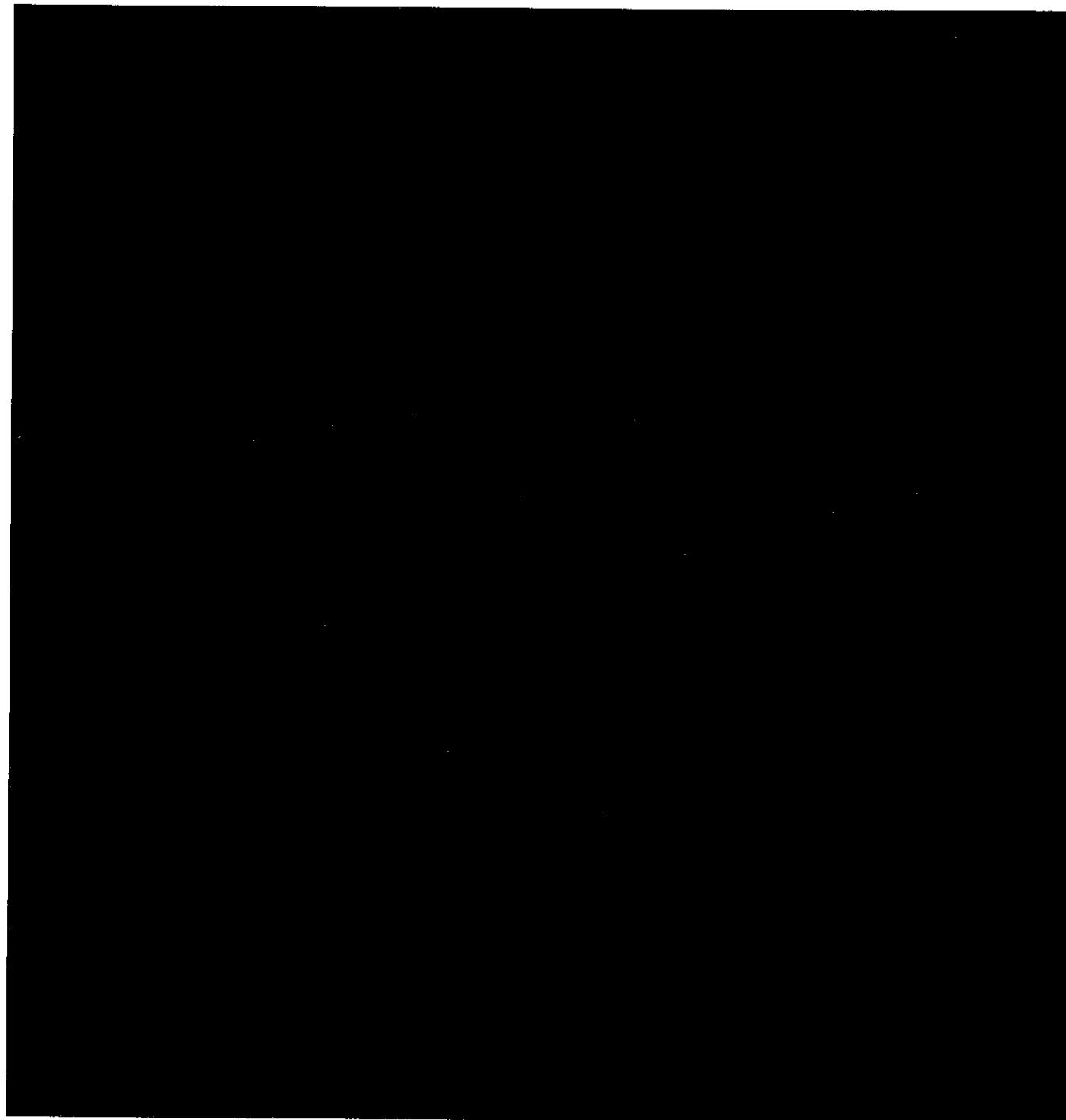
I located other papers which listed gang members' names, phone numbers and addresses. I made a copy of them, see attached. I also located an MTS trolley pass dated 11-27-12 at 10-46AM from the Iris St. trolley. This is the date Martinez was released from prison.

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ORIGINAL - 12/10/2012

INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 5 OF 7	CASE NUMBER 1207248
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PRIMARY CODE SECTION PC 245A1 - Assault with a deadly weapon or instrument other than a firearm					
ADDITIONAL CODE SECTION(S)					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					

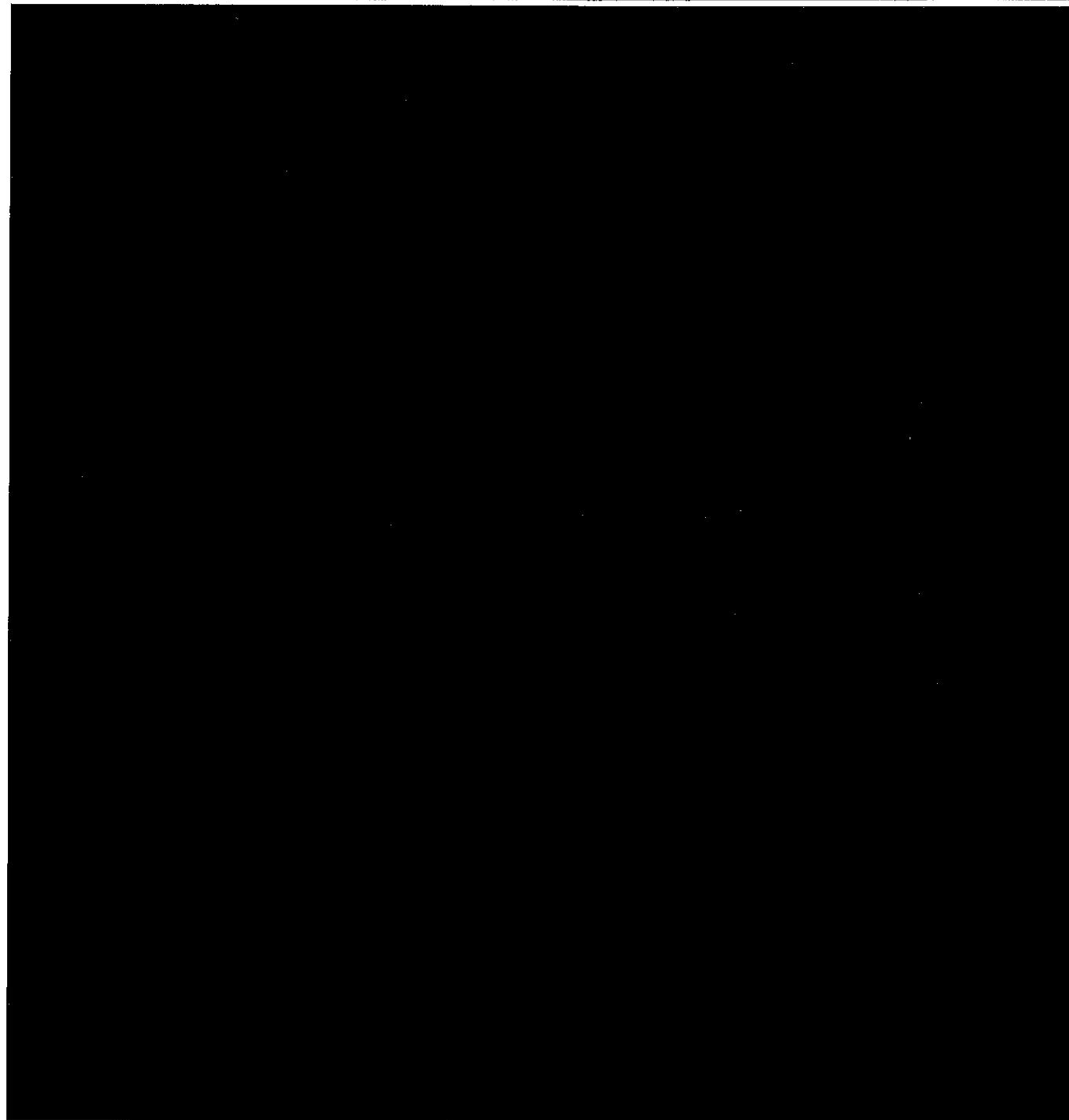
MANUEL MARTINEZ BACKGROUND



REPORTING OFFICER Nagle	ID# 371	DIVISION	APPROVED BY Leach	ID# 310	DATE AND TIME OF REPORT 12/01/2012 16:10
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ORIGINAL - 12/10/2012

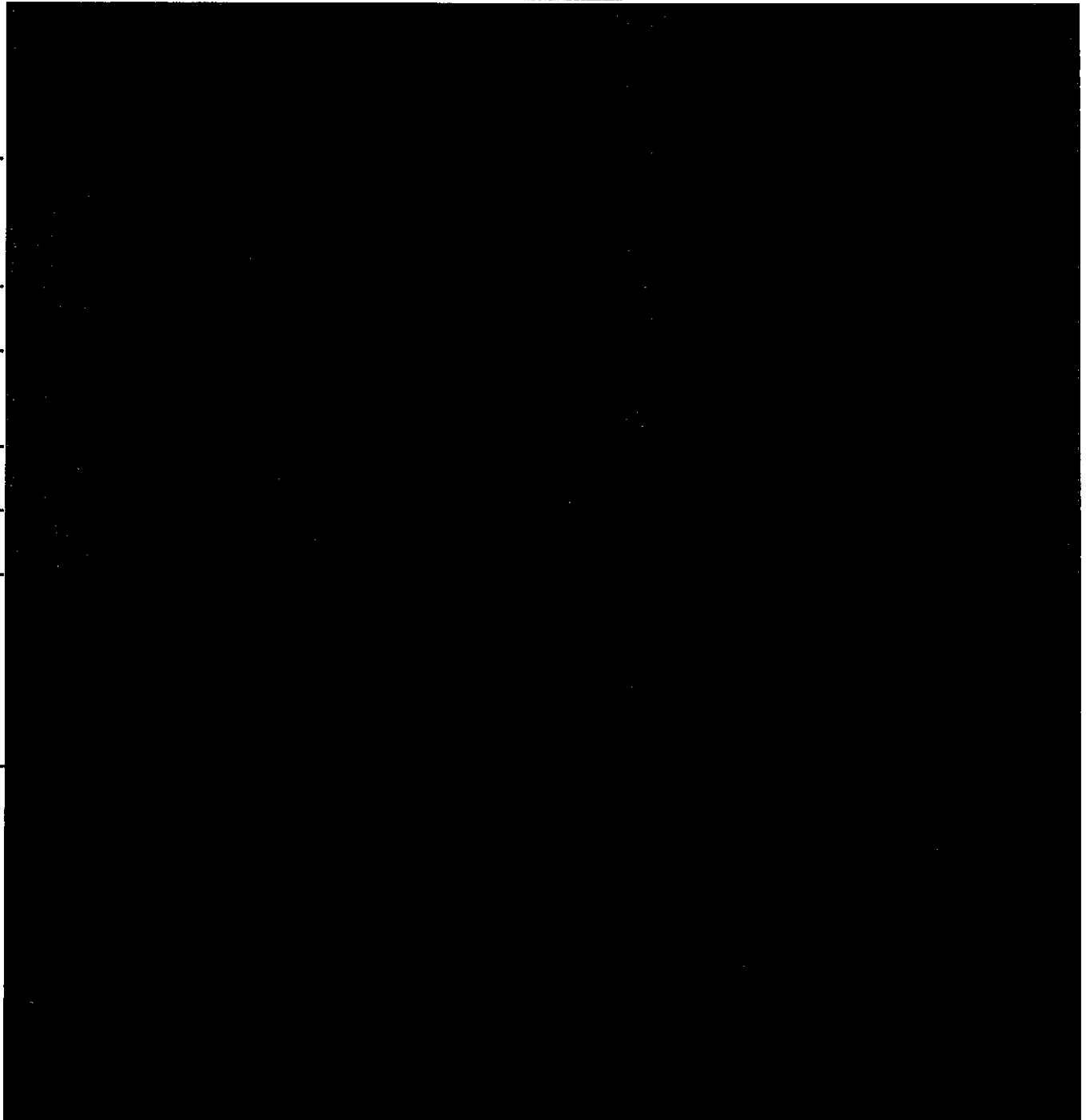
INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 6 OF 7	CASE NUMBER 1207248
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT 24	DISTRICT	DATE 12/1/2012	DAY OF WEEK Sat	TIME 10:16
PRIMARY CODE SECTION PC 245A1 - Assault with a deadly weapon or instrument other than a firearm					
ADDITIONAL CODE SECTION(S)					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					



REPORTING OFFICER Nagle	ID# 371	DIVISION	APPROVED BY Leach	ID# 310	DATE AND TIME OF REPORT 12/01/2012 16:10
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INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 7 OF 7	CASE NUMBER 1207248
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PRIMARY CODE SECTION PC 245A1 - Assault with a deadly weapon or instrument other than a firearm					
ADDITIONAL CODE SECTION(S)					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					



REPORTING OFFICER Nagle	ID# 371	DIVISION	APPROVED BY Leach	ID# 310	DATE AND TIME OF REPORT 12/01/2012 16:10
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ORIGINAL - 12/10/2012

INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 1 OF 1	CASE NUMBER 1207248
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT 24	DISTRICT	DATE 12/1/2012	DAY OF WEEK Sat	TIME 10:15 - 15:00
PRIMARY CODE SECTION PC 245A1 - Assault with a deadly weapon or instrument other than a firearm					
ADDITIONAL CODE SECTION(S) PC 212.5(C) - ROBBERY: SECOND DEGREE; PC 69 - OBSTRUCT/RESIST EXEC OFFICER					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					

OFFICER'S SUPPLEMENTAL

On the listed time and date, the Eat and Go Trolley Deli was robbed by a subject later taken into custody after fleeing from officers. I was asked by Sgt. Leach to deploy my Police Service Dog (PSD) "Seven" to conduct an article search for any weapons the suspect might have discarded while fleeing from officers. I arrived on scene at approximately 1441 hours. I was briefed by Sgt. Meeks and Corporal Klos where the subject was seen running. There were two separate areas they requested I searched with my PSD.

I deployed my PSD "Seven" just west of the 21 St Street trolley along the east side of the trolley tracks and gave him the command to search. PSD "Seven" searched the area in a northern direction for approximately 100 yards and did not locate any kind of weapon or evidence. I drove to the second area which was the on ramp for I-5 Northbound from 18th Street on the east side of the off ramp. I deployed "Seven" and gave him the command to search. "Seven" searched the area, however he did not locate any weapon or any evidence. I advised Sgt. Leach my search was complete. Please refer to Crime/Arrest report for further.

REPORTING OFFICER Estabrook	ID# 460	DIVISION	APPROVED BY Ybarra	ID# 381	DATE AND TIME OF REPORT 12/02/2012 19:37
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ORIGINAL - 12/05/2012

INCIDENT NUMBER		SAN DIEGO REGIONAL ADDITIONAL VICTIMS/WITNESSES/OTHERS				PAGE 1 OF 4		CASE NUMBER 1207248	
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950						BEAT 24	DISTRICT	DATE 12/1/2012	

VICTIM / WITNESS	<input type="checkbox"/> W-TYPE		VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)								
	<input checked="" type="checkbox"/> W		16		Meeks, Jeffrey						
	RESIDENCE ADDRESS, CITY STATE ZIP								PHONE		
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE	RELATION TO: VICTIM SUSPECT		
				NC	375			No	N		
	STATUS	EMPLOYER / SCHOOL				OCCUPATION / RANK / GRADE		DAYS OFF	WORK HOURS		
	E NCPD				Sergeant		Vary	Vary			
BUSINESS ADDRESS, CITY STATE ZIP								PHONE		V/W ASSIST	
										N	
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)											

VICTIM / WITNESS	<input type="checkbox"/> W-TYPE		VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)								
	<input type="checkbox"/>										
	RESIDENCE ADDRESS, CITY STATE ZIP								PHONE		
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE	RELATION TO: VICTIM SUSPECT		
	STATUS	EMPLOYER / SCHOOL				OCCUPATION / RANK / GRADE		DAYS OFF	WORK HOURS		
BUSINESS ADDRESS, CITY STATE ZIP								PHONE		V/W ASSIST	
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)											

VICTIM / WITNESS	<input type="checkbox"/> W-TYPE		VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)								
	<input type="checkbox"/>										
	RESIDENCE ADDRESS, CITY STATE ZIP								PHONE		
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE	RELATION TO: VICTIM SUSPECT		
	STATUS	EMPLOYER / SCHOOL				OCCUPATION / RANK / GRADE		DAYS OFF	WORK HOURS		
BUSINESS ADDRESS, CITY STATE ZIP								PHONE		V/W ASSIST	
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)											

VICTIM / WITNESS	<input type="checkbox"/> W-TYPE		VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)								
	<input type="checkbox"/>										
	RESIDENCE ADDRESS, CITY STATE ZIP								PHONE		
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE	RELATION TO: VICTIM SUSPECT		
	STATUS	EMPLOYER / SCHOOL				OCCUPATION / RANK / GRADE		DAYS OFF	WORK HOURS		
BUSINESS ADDRESS, CITY STATE ZIP								PHONE		V/W ASSIST	
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)											

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REPORTING OFFICER Meeks		ID# 375	DIVISION	APPROVED BY Ybarra	ID# 381	DATE AND TIME OF REPORT 12/01/2012 15:40
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INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 2 OF 4	CASE NUMBER 1207248
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT 24	DISTRICT	DATE 12/1/2012	DAY OF WEEK Sat	TIME 10:16
PRIMARY CODE SECTION PC 245A1 - Assault with a deadly weapon or instrument other than a firearm					
ADDITIONAL CODE SECTION(S) PC 212.5A - ROBBERY: FIRST DEGREE; PC 69 - OBSTRUCT/RESIST EXEC OFFICER					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					

OFFICER'S SUPPLMENTAL

On 12-01-12 at about 1016 hours I heard officers being dispatched to a robbery in progress. The call was updated where a person was possibly shot. I began driving to the scene when I heard Sgt. Young say over the police radio that he had one at gunpoint. Sgt. Young updated the situation by saying there was a single suspect and he had now barricaded himself in a back room.

As I drove into the area I saw a male, later identified as Manuel Martinez, running northbound through a small parking lot. Martinez was wearing a white tank top and was heavily tattooed and matched the general description of the suspect.

I exited my police car, however lost sight of Martinez for a moment as workers, who were working in the parking lot fled the area Martinez was in. I radioed Martinez' last location and direction of travel. A few moments later I heard another officer say Martinez was running northbound on the trolley tracks.

I entered my police car and began driving northbound on Wilson Ave, paralleling Martinez direction of travel in case Martinez turned eastbound. After several moments I heard Corporal Klos radio he was taking one into custody. I drove westbound on 18th St, then northbound onto the on ramp for Interstate 5.

I saw two police cars stopped in the lane, next to a blue car and a white truck. I saw Officer Stinnett in the bed of the truck and Corporal Klos standing on the driver's side. Both officers were actively engaged in taking Martinez into custody (See supplemental reports).

As I exited my police car I could see Martinez flailing around in the back of the truck as if fighting with Officer Stinnett. Officer Stinnett and Corporal Klos were both yelling at Martinez to stop resisting and surrender his left hand.

As I walked closer I could see Martinez would not surrender his left arm and continued to pull and kick toward Officer Stinnett. I removed my [REDACTED] from the holster, then [REDACTED]. I delivered a [REDACTED] to Martinez' upper back. This was completely [REDACTED] so I delivered another [REDACTED] to Martinez' back, but again this [REDACTED] I pulled my [REDACTED] away from Martinez and [REDACTED] to see if my [REDACTED] was working properly.

I then delivered a third [REDACTED] to Martinez' to lower back. This was effective and I heard Martinez cry out and then released his left arm, allowing Officer Stinnett to handcuff him. Officer Stinnett exited the truck bed and opened the tailgate. Martinez was pulled out of the truck bed and assisted to his feet in order to be walked to a police car. At this time I could see Martinez was bleeding from a wound to his forehead.

Martinez suddenly slumped to the ground and would not respond to officers commands. I assisted officers lift Martinez to his feet as they walked him toward a police car. I turned away and attempted to speak to the witnesses, who were parked along the curb. I began to obtain the information from [REDACTED] and [REDACTED] (who originally told me her last name was also [REDACTED]), when I heard a commotion.

REPORTING OFFICER Meeks	ID# 375	DIVISION	APPROVED BY Ybarra	ID# 381	DATE AND TIME OF REPORT 12/01/2012 15:40
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ORIGINAL - 12/05/2012

INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 3 OF 4	CASE NUMBER 1207248
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT 24	DISTRICT	DATE 12/1/2012	DAY OF WEEK Sat	TIME 10:16
PRIMARY CODE SECTION PC 245A1 - Assault with a deadly weapon or instrument other than a firearm					
ADDITIONAL CODE SECTION(S) PC 212.5A - ROBBERY: FIRST DEGREE; PC 69 - OBSTRUCT/RESIST EXEC OFFICER					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					

█ began to raise her voice and ask if she could leave █ began to cry and say, "That's how my first husband was killed!" Since █ was now becoming a distraction to the situation I told her she and █ leave. I was able to get their personal information prior to releasing them.

I turned around and saw Corporal Klos and Officer Stinnett again struggling with Martinez. Martinez was on the ground and kicking and attempting to turn over. I walked over and heard Martinez say, "I'm Ghost. I have a weapon." Martinez then began to turn again and reached around his body, while handcuffed, and reached into his waistband.

Seeing this and not wanting Martinez to squirm or turn any further, since I now believed he had a gun in his waist band, I placed my foot on the back of Martinez neck and upper back area. This was only semi effective as Martinez would turn his head to either side, while attempting to push his body up.

Martinez continued to yell and continued to reach into his waist band, in fact pushing his left had inside his pants at one point, yelling "I got a weapon." I continued to push Martinez' upper body and head down with my foot. I kept constant pressure in order to control the upper body and stop Martinez from moving. At no time did I raise my foot and stomp Martinez. I had to readjust several times as Martinez continued to flail and kick. When Martinez was flailing and kicking it would cause my foot placement to move, which I would then readjust. I did not want to apply pressure to Martinez throat area.

Officer Shephard arrived a few moments later and attempted to assist by holding Martinez' legs and attempting to apply a cord cuff restraint. However this was not effective due to Martinez kicking and flailing.

I continued to have concern that Martinez had a gun in his waistband, so I again unholstered my █ and administered a █ to his lower back. This was █ on Martinez. I placed my █ directly on Martinez' wrist and again delivered a █ in hopes of Martinez releasing his hand from his waistband. However again this █ I again checked my █ and saw it was functioning.

I stood back up and returned to Martinez upper body where I again placed my foot on his upper back and attempted to secure him. I saw Martinez was pulling his hands apart to the point I could see his hand turning red as he strained against the handcuffs. I asked if anyone had hinged handcuffs, which Corporal Klos did. I asked Officer Stinnett and Corporal Klos to place the █ on Martinez. I did this to limit the movement of Martinez' hands,. With regular handcuffs, Martinez was able to twist his hands back and forth possibly causing injury to his own wrists to the point I believed he may break his own wrists.

In order to secure Martinez and get the █ on I pushed down with my hands and applied by bodyweight over Martinez, This was semi effective in securing Martinez, however while holding him I heard someone tell me, "Watch out, he's trying to bite you." I looked down and saw indeed Martinez was turning his head and arching with his mouth open in an attempt to bite my left hand, which was on his left scapula area. I stood up and again placed my foot over the upper back/neck area of Martinez.

REPORTING OFFICER Meeks	ID# 375	DIVISION	APPROVED BY Ybarra	ID# 381	DATE AND TIME OF REPORT 12/01/2012 15:40
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ORIGINAL - 12/05/2012

INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 4 OF 4	CASE NUMBER 1207248
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT 24	DISTRICT	DATE 12/1/2012	DAY OF WEEK Sat	TIME 10:16
PRIMARY CODE SECTION PC 245A1 - Assault with a deadly weapon or instrument other than a firearm					
ADDITIONAL CODE SECTION(S) PC 212.5A - ROBBERY: FIRST DEGREE; PC 69 - OBSTRUCT/RESIST EXEC OFFICER					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					

After several minutes paramedics arrived and assisted Corporal Klos and Officer Stinnett in placing Martinez on the gurney. Martinez continued to struggle as paramedics, police and fire secured him to the gurney. I watched a one paramedic prepared [REDACTED]

A moment later I looked over and saw Martinez was strapped to the gurney; [REDACTED] I saw a spit mask had been placed over Martinez face and it was covered in blood, however Martinez had a fixed gaze and was just staring straight ahead with his eyes wide open. I believed that was the effect of the [REDACTED] [REDACTED] Martinez was wheeled to the ambulance, where I was then told [REDACTED] Martinez was driven by ambulance to UCSD Hospital, where he [REDACTED] at the time of this writing.

At about 1430 hours I along with Corporal Klos and Officer Stinnett walked from the original crime scene along the trolley tracks looking for any weapons or items Martinez may have thrown. We had negative results.

Based on this incident I gave my [REDACTED] to Detective Wilkins. Detective Wilkins took possession of the [REDACTED]

REPORTING OFFICER Meeks	ID# 375	DIVISION	APPROVED BY Ybarra	ID# 381	DATE AND TIME OF REPORT 12/01/2012 15:40
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ORIGINAL - 12/05/2012

DA-MM

INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 1 OF 1	CASE NUMBER 1207248
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT 24	DISTRICT	DATE 12/1/2012	DAY OF WEEK Sat	TIME 10:16
PRIMARY CODE SECTION PC 245A1 - Assault with a deadly weapon or instrument other than a firearm					
ADDITIONAL CODE SECTION(S) PC 212.5(C) - ROBBERY; SECOND DEGREE; PC 69 - OBSTRUCT/RESIST EXEC OFFICER					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					

Officer's Supplemental Report

On 12-01-12, at approximately 1115 hours, I responded to the area of W. 18th Street under Interstate 5 to assist fellow officers with an ongoing investigation involving a robbery that had occurred at the Eat & Go Trolley Deli, 530 W. 21st Street. When I arrived, Sergeant Meeks asked if I would attempt to locate two possible witnesses to the incident. Sergeant Meeks requested that I respond to [REDACTED] and attempt to locate [REDACTED] and a female named [REDACTED]. Sergeant Meeks also requested that I attempt to locate [REDACTED] white pickup truck. Apparently, the suspect in the case had jumped into the bed of the truck while fleeing from police.

At approximately 1128 hours, I made contact at [REDACTED]. I was greeted at the front door by [REDACTED]. [REDACTED] told me that her husband was [REDACTED] but that he was not currently at home. [REDACTED] did not appear to know the person named [REDACTED]. After being at the house for a few minutes, [REDACTED] pulled up in front of his residence in a red pickup truck with one of his co-workers. I made contact with [REDACTED]. [REDACTED] requested that we not talk at his residence in front of his wife because [REDACTED] was his girlfriend. [REDACTED] suggested that we talk at his shop, [REDACTED] located at [REDACTED]. [REDACTED] also told me that the white pickup truck he had been driving at the time of the incident was also at the shop. I followed [REDACTED] over to the shop. Since [REDACTED] was primarily a Spanish speaker, Sergeant Cordero responded to the scene to assist.

When we arrived at the shop, [REDACTED] directed me to a white [REDACTED] pickup truck (CA [REDACTED]) that was parked at the business. When I looked in the bed of the pickup, I saw what appeared to be blood on the floor. Officer Dougherty, who came with Sergeant Cordero, completed the impound paperwork on the truck and later had it towed to NCPD as evidence.

While speaking with [REDACTED] Sergeant Cordero was able to get [REDACTED] full name [REDACTED] and her phone number. Sergeant Cordero called [REDACTED] and requested that she respond to NCPD. [REDACTED] agreed to come down to NCPD and provide a voluntary statement. I transported [REDACTED] to NCPD. I left [REDACTED] with Investigator DiZinno in the Investigations Division.

I then made contact with [REDACTED] in the lobby of the police department. I explained to [REDACTED] that detectives would like to take a statement from her in regards to the incident. [REDACTED] said to me, "That guy was on drugs" and went on to say that she was scared for the safety of her children.

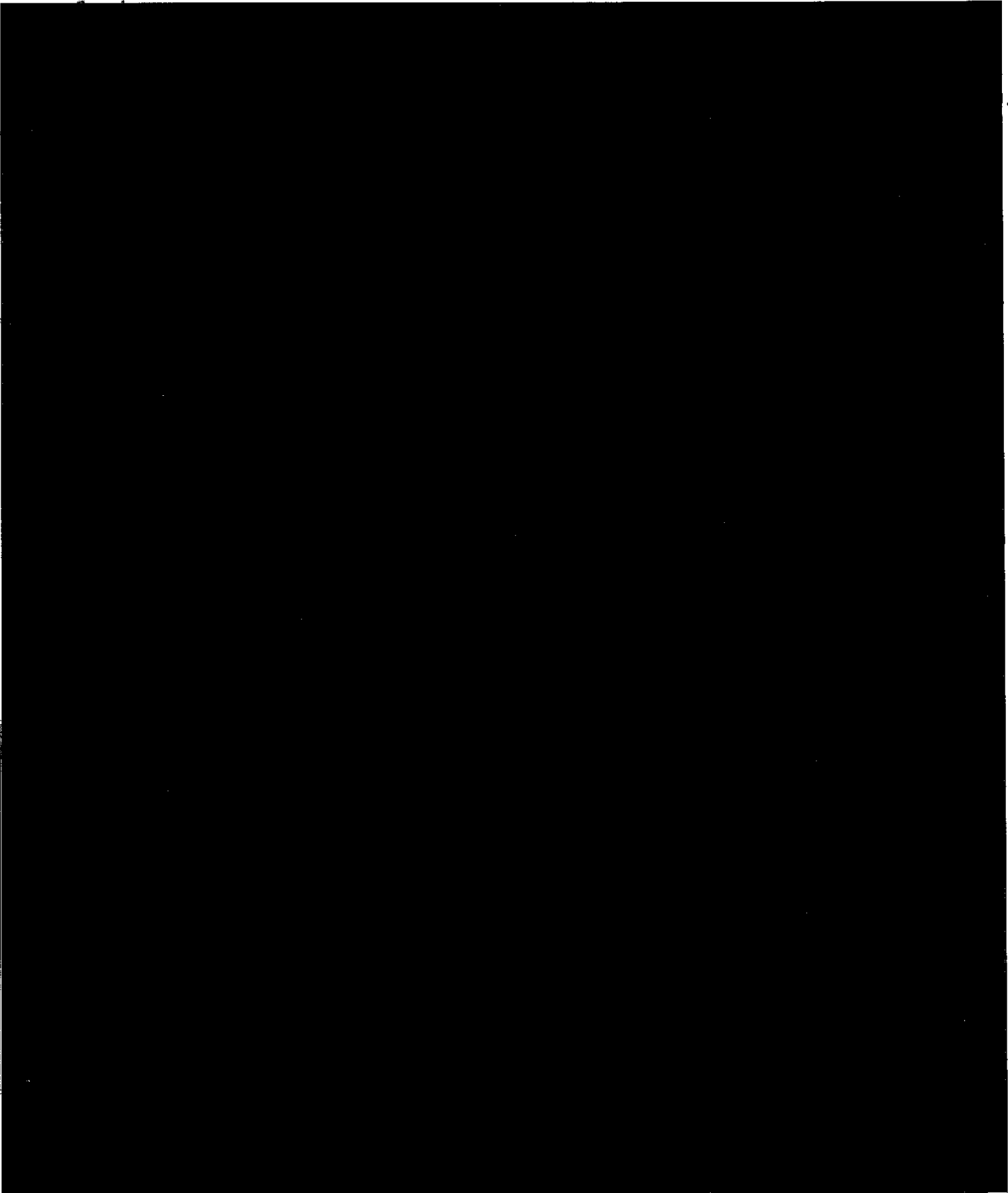
End of Report

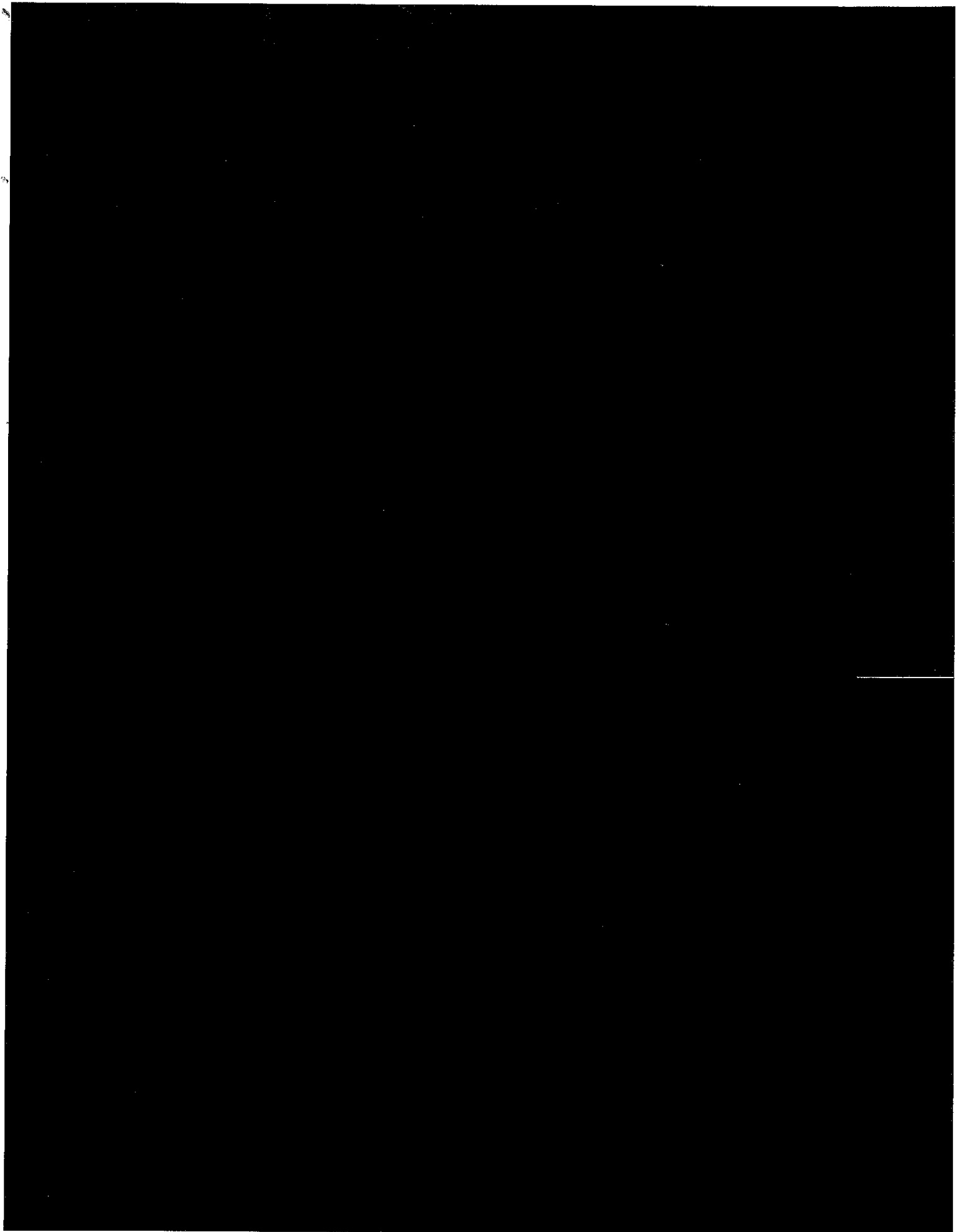
REPORTING OFFICER Aydelotte	ID# 404	DIVISION	APPROVED BY Ybarra	ID# 381	DATE AND TIME OF REPORT 12/01/2012 18:08
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ORIGINAL - 12/05/2012

CASE #: 1207285

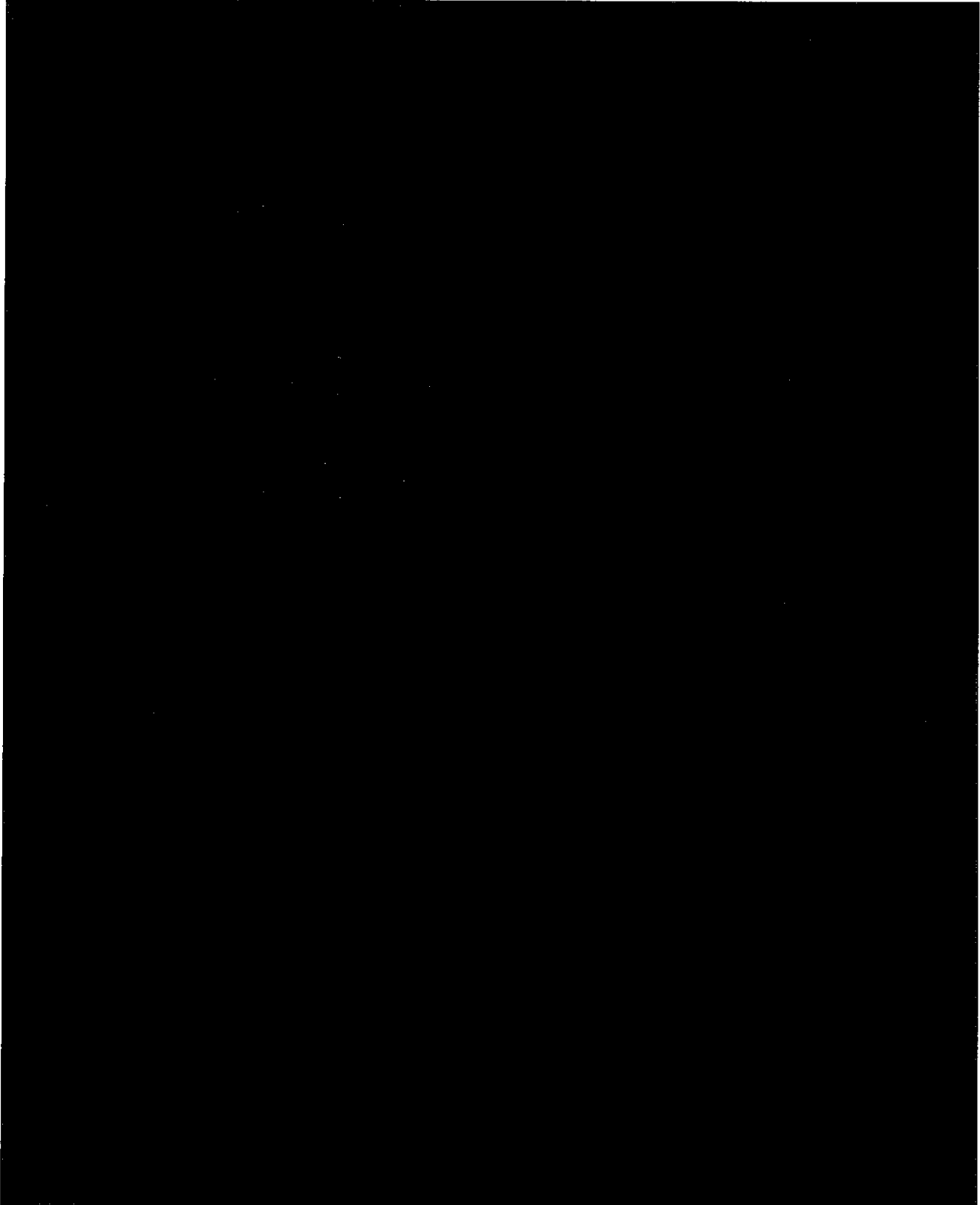
NATIONAL CITY POLICE DEPARTMENT
HOMICIDE / MAJOR CASE INITIAL RESPONSE REPORT



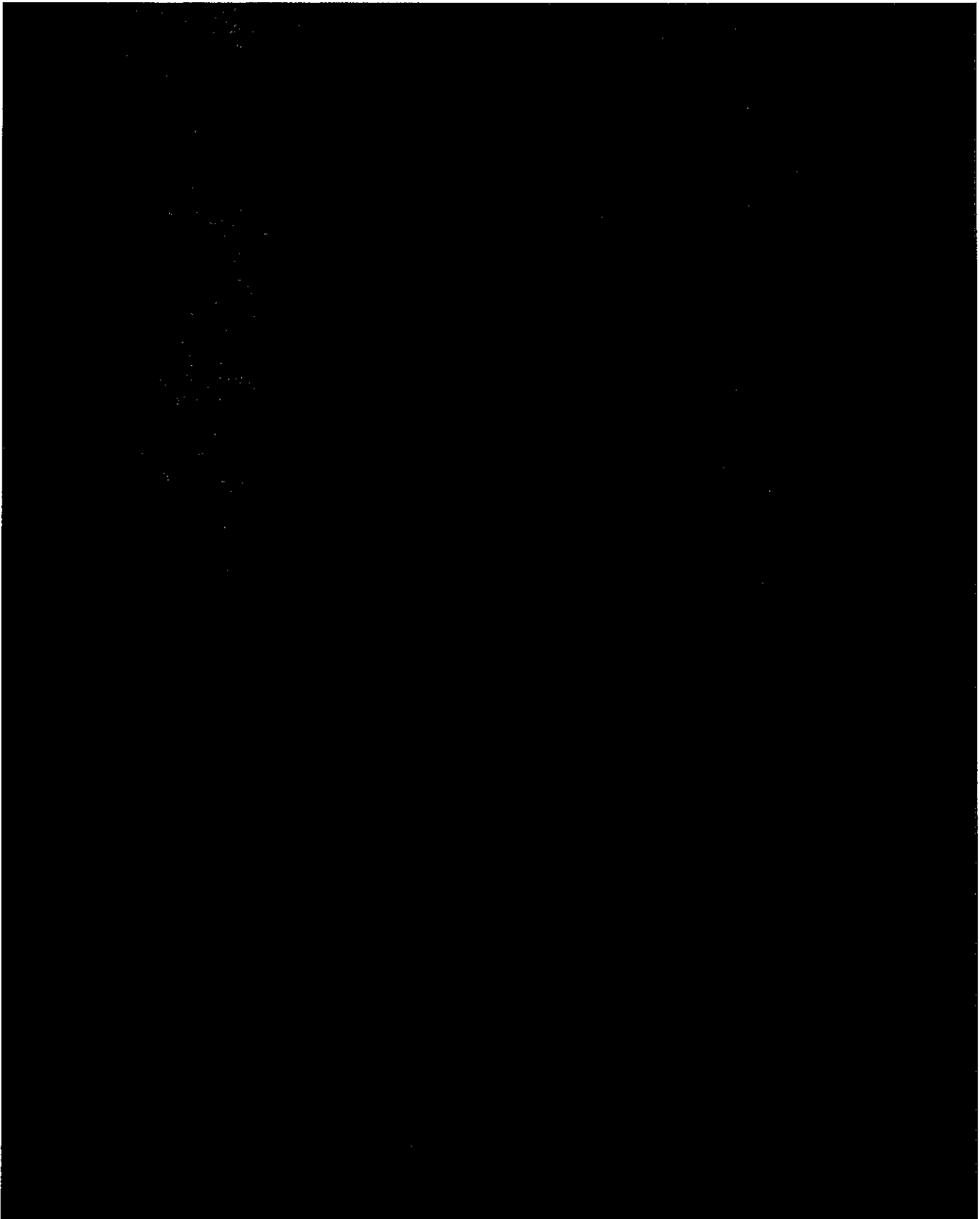


1207248

Records Check Report

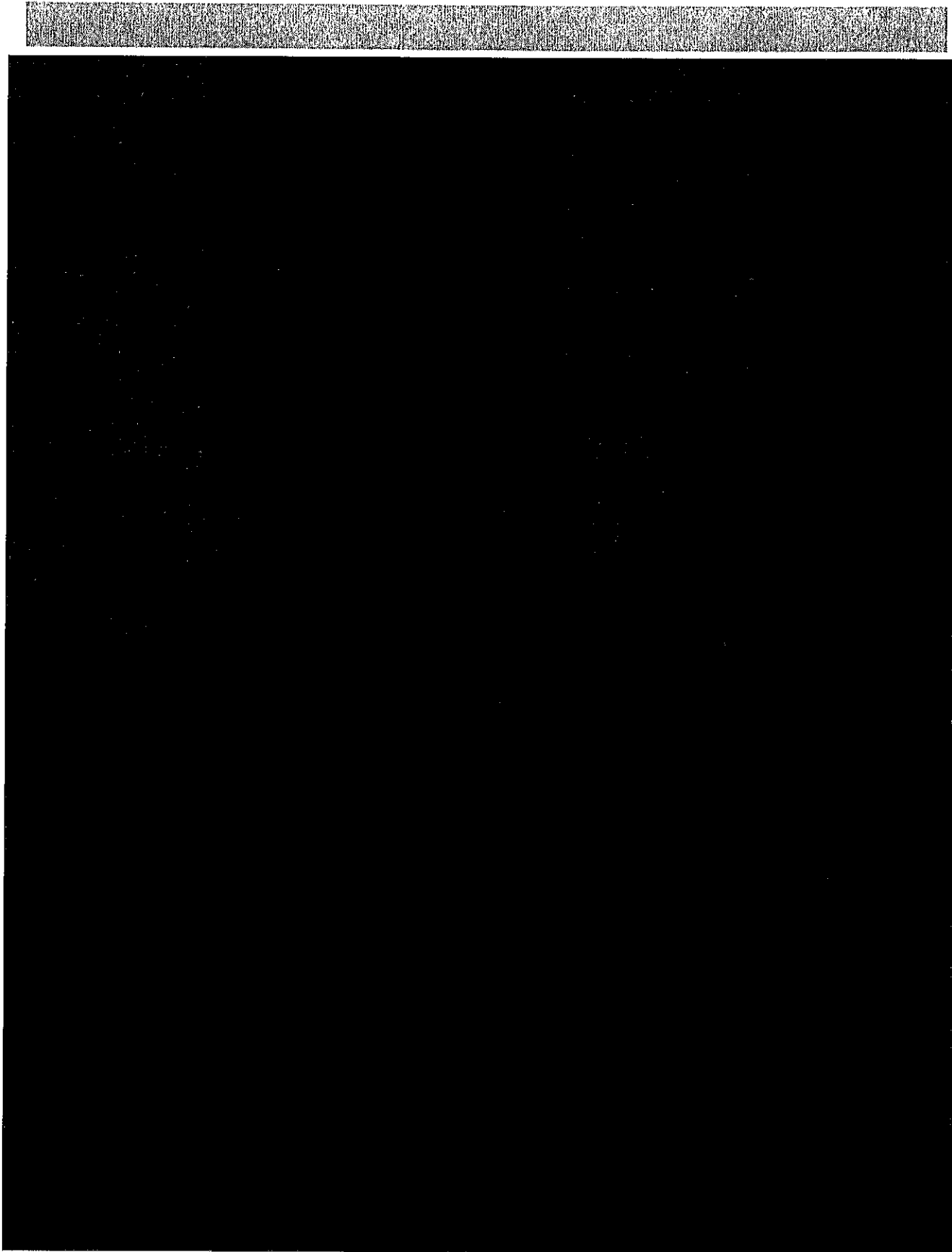


Records Check Report

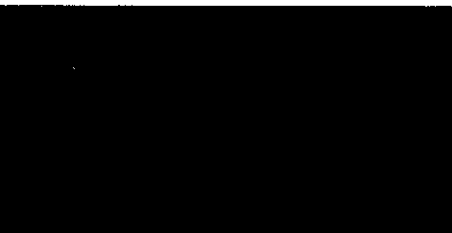


1207248

Records Check Report

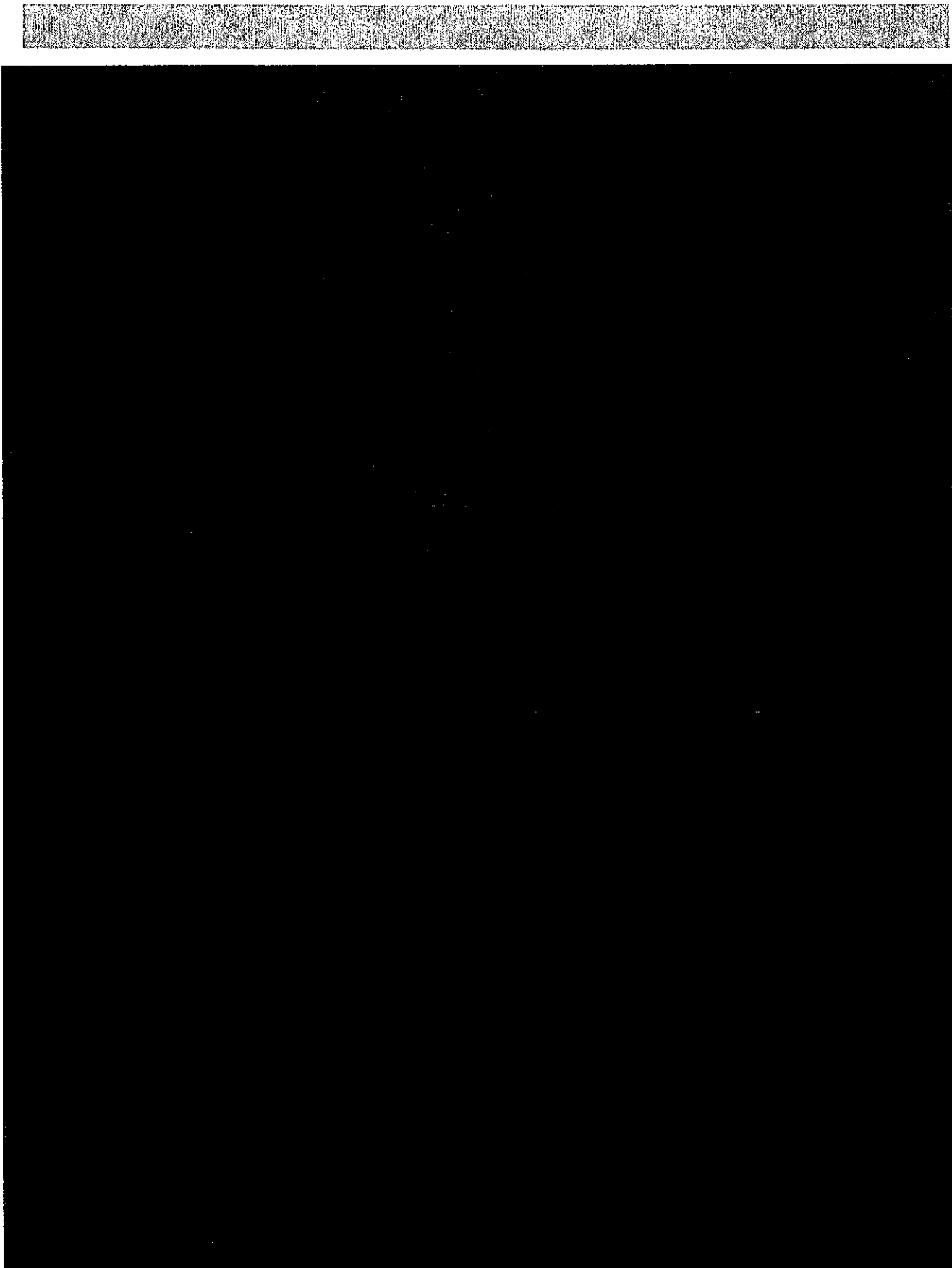


Records Check Report

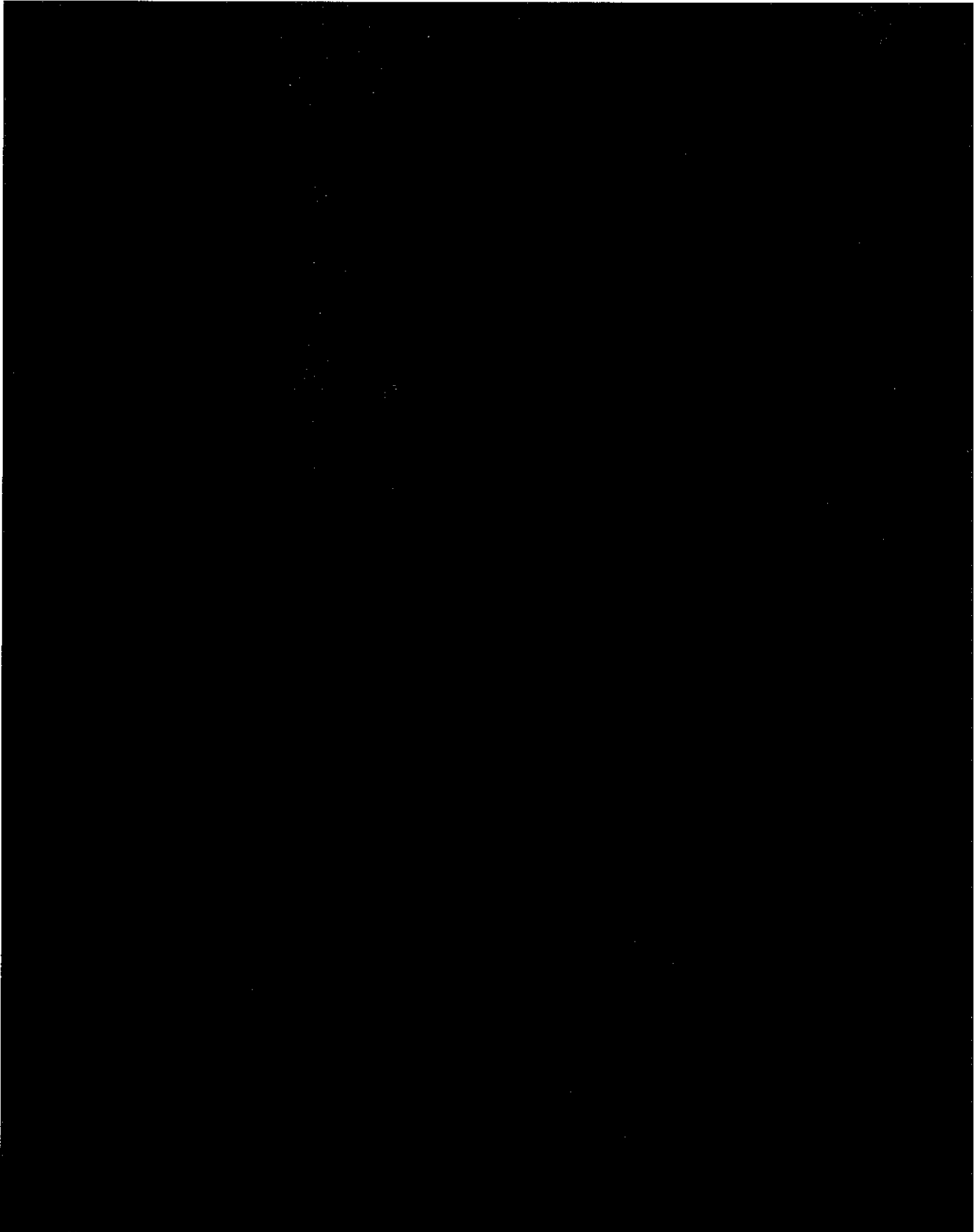


1207248

Records Check Report



Records Check Report



TX Result Report

P 1

12/11/2012 11:28

Serial No. A2X1011002030

TC: 131286

Addressee	Start Time	Time	Prints	Result	Note
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Note

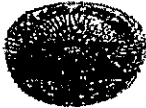
TMR:Timer TX, POL:Polling, ORG:Original Size Setting, FME:Frame Erase TX,
 PGS:Page Separation TX, MIX:Mixed Original TX, CALL:Manual TX, CSAC:CSAC,
 FWD:Forward, PC:PC-FAX, BND:Double-Sided Binding Direction, SP:Special Original,
 FCODE:FC-Code, RTX:Re-TX, RLV:Relay, MEX:Confidential, BOL:Bulletin, SIP:SIP Fax,
 IPADR:IP Address Fax, I-FAX:Internet Fax

Result

OK: Communication OK, S-OK: Stop Communication, PW-OFF: Power Switch OFF,
 TEL: RX from TEL, NG: Other Error, CONT: Continue, No Ans: No Answer,
 Refuse: Receipt Refused, Busy: Busy, M-Full:Memory Full, LOVR:Receiving length over,
 POUVR:Receiving page over, FIL:File Error, DC:Decode Error, MDN:MDN Response Error,
 DSN:DSN Response Error, PRINT:Compulsory Memory Document Print,
 DEL:Compulsory Memory Document Delete, SEND:Compulsory Memory Document Send.



National City Police Department
Records Division



Fax Transmission Cover Sheet

Date: 12/11/12To: Medical ExaminerFax #: 858 694 8975Attn: Mark MalatosTotal pages including
the cover sheet: 12From: M. Gonzalez #8071Reference: Manuel Martinez

National City Police Department
 1200 National City Boulevard
 National City, CA 91950
 Phone (619) 336-4400
 Fax (619) 336-4454

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TX Result Report

P 1

12/11/2012 11:40

Serial No. A2X1011002030

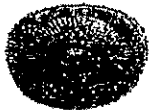
TC: 131294

Addressee	Start Time	Time	Prints	Result	Note
92316760	12-11 11:29	00:10:48	016/016	OK	

Note THB:Timer TX, POL:Polling, ORG:Original Size Setting, FME:Frame Erase TX,
 DBS:Page Separation TX, MIX:Mixed Original TX, CAL:Manual TX, CSAC:CSAC,
 FWD:Forward, POIC-FA, BND:Double-Sided Binding Direction, SP:Special Original,
 FCODE:IF-code, RTX:RTX, RLY:Relay, MBX:Confidential, BUL:Bulletin, SIP:SIP Fax,
 IPADR:IP Address Fax, I-FA:Internet Fax

Result OK: Communication OK, S-OK: Stop Communication, PW-OFF: Power Switch OFF,
 TEL: RX From TEL, NG: Other Error, CONT: Continue, No Ans: No Answer,
 Refused: Receipt Refused, Busy: Busy, N-Full:Memory Full, LOVR:Receiving length over,
 PDVR:Receiving page over, FIL:File Error, DC:Decode Error, MDN:MDN Response Error,
 DSN:DSN Response Error, PRINT:Compulsory Memory Document Print,
 DEL:Compulsory Memory Document Delete, SEND:Compulsory Memory Document Send.

CALIFORNIA
NATIONAL CITY
 1887
 INCORPORATED



National City Police Department
Records Division

Fax Transmission Cover Sheet

To: MTSDate: 12/11/12Fax #: 665 231 6760Attn: Roxana BaezaTotal pages including
the cover sheet: 13From: MGonzales 4891Reference: 1207248

National City Police Department
 1200 National City Boulevard
 National City, CA 91950
 Phone (619) 336-4400
 Fax (619) 336-4454

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CALIFORNIA
NATIONAL CITY
1887
INCORPORATED



National City Police Department
Records Division

Fax Transmission Cover Sheet

Date: 12/11/12

To: Medical Examiner

Fax #: 858 694 8975

Attn: mark malatos

Total pages including
the cover sheet: 12

From: M. Gonzalez #8071

Reference: Manuel Martinez

National City Police Department
1200 National City Boulevard
National City, CA 91950
Phone (619) 336-4400
Fax (619) 336-4454

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FAX



County Of San Diego
Office of the Medical Examiner
5555 Overland Ave., Bldg 14, San Diego
California 92123-1219
Phone: (858) 694-2905
Fax: (858) 694-8975



DATE: December 5, 2012

1207248

TO: National City Police Department
ATT: Records Division

FROM: Mark R. Malamatos, Investigator
RE: Manuel Martinez - DOB [REDACTED]
M.E. Case: 12-2601

The San Diego Medical Examiner's Office is requesting a copy of the incident report regarding Mr. Martinez that occurred on December 1, 2012, during the late night/early morning hours.

Thank you in advance for your assistance.

Sincerely,

A handwritten signature in cursive script, appearing to read "Mark R. Malamatos".

Mark R. Malamatos, Investigator II
San Diego County Medical Examiner's Office
(858) 694-2905

← CALIFORNIA →
NATIONAL CITY
1887
INCORPORATED



National City Police Department
Records Division

Fax Transmission Cover Sheet

Date: 12/11/12

To: MTS

Fax #: 615 231 6760

Attn: Roxana Baeza

Total pages including
the cover sheet: 13

From: MGonzales #891

Reference: 1207248

National City Police Department
1200 National City Boulevard
National City, CA 91950
Phone (619) 336-4400
Fax (619) 336-4454

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To: San Diego Police Department

From: MTS

Comments:

If you do not receive the entire transmittal, please contact the above mentioned number.



Metropolitan Transit System (MTS) is comprised of the Metropolitan Transit Development Board (MTDB) a California public agency, San Diego Trolley Co., and San Diego Trolley, Inc., in cooperation with Chula Vista Transit and National City Transit. MTS is Transit's Administrator for all light rail. MTDB is owner of the San Diego and Arizona Eastern Railway Company.

MTDB Member Agencies include: City of Chula Vista, City of Encinitas, City of Escondido, City of Imperial Beach, City of La Mesa, City of Lancaster, City of National City, City of Poway, City of San Diego, City of San Marcos, and the County of San Diego.



Transit Enforcement Department
1255 Imperial Avenue, Suite 1000
San Diego, CA 92101-7490
FAX: 619-231-6760

December 10, 2012

National City Police Department
1200 National City Boulevard
National City, CA 91950-4302

Dear Sir or Madam:

This letter is to request a copy of the police report for the following incident:

Date: 12/01/2012, 10:38
Location: 18th Street @ Wilson St, National City (Trolley Other Property)
Suspect(s): Unidentified
DOB: Unknown
Victim: [REDACTED]
DOB: Unknown
PD Officer(s): Sakamoto -- ID #439 or ?????
PD Inc/Case#: 12-07248
Charges(s): 211 PC Robbery
Reports: Arjis-8 (Arrest) and/or other related reports

Please forward a copy to me at the address on the letterhead at your earliest convenience or fax it to me at 619-231-6760. If you have any questions, please contact Roxana F. Baeza at 619-595-4915.

Sincerely,

Roxana F. Baeza
For: Stephanie Murphy
Security/Crime Analyst



Metropolitan Transit System (MTS) is comprised of the Metropolitan Transit Development Board (MTDB) a California public agency, San Diego Transit Corp., and San Diego Trolley, Inc. In cooperation with Chula Vista Transit and National City Transit. MTS is Transit Administrator for eight cities. MTDB is owner of the San Diego and Arizona Eastern Railway Company. MTDB Member Agencies include: City of Chula Vista, City of Commerce, City of El Cajon, City of Imperial Beach, City of La Mesa, City of Lincoln Park, City of National City, City of Poway, City of San Diego, City of San Marcos, and the County of San Diego.

INCIDENT NUMBER		RELATED REPORTS	ADDNL PROPERTY	ADDNL OFFENSES	SAN DIEGO REGIONAL CRIME / INCIDENT REPORT		PAGE	CASE NUMBER
BEAT 24		DISTRICT			DATE 12/1/2012	DAY OF WEEK Sat	1 OF 10	1207248
CODE SECTION AND DESCRIPTION (ONE INCIDENT ONLY) PC 245A1 - Assault with a deadly weapon or instrument other than a firearm								
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950								
CRIME	V	W-TYPE	VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)					
	W	DC	06 [REDACTED]					
	RESIDENCE ADDRESS, CITY STATE ZIP							
	[REDACTED]							
	PHONE (Work) [REDACTED]							
VICTIM / WITNESS	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE	RELATION TO: VICTIM SUSPECT	
	W	M	DL		SS		No	
	STATUS	EMPLOYER/SCHOOL	OCCUPATION / RANK / GRADE		DAYS OFF		WORK HOURS	
	E	Trolleyside Deli & Minimart	Clerk		Sun - Sun		Vary	
	BUSINESS ADDRESS, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950						PHONE (Mobile)	V/W ASSIST
[REDACTED]								N
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)								
VICTIM / WITNESS	V	W-TYPE	VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)					
			Trolleyside Deli & Minimart					
	RESIDENCE ADDRESS, CITY STATE ZIP							
	530 W 21ST ST, NATIONAL CITY, CA 91950							
	PHONE (Work) [REDACTED]							
VICTIM / WITNESS	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	RELATION TO: VICTIM SUSPECT
								No
	STATUS	EMPLOYER/SCHOOL	OCCUPATION / RANK / GRADE		DAYS OFF		WORK HOURS	
	BUSINESS ADDRESS, CITY STATE ZIP						PHONE	V/W ASSIST
[REDACTED]								N
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)								
M.O. INFORMATION	TOTAL # OF WITNESSES AT CRIME: 9		PLACE OF ATTACK 1. Structure		DESCRIPTION OF SURROUNDING AREA 2. Business			
	FORCE/TOOL/WEAPON Force		SPECIFY FIST		HOW USED PUNCHED			
	FORCE/TOOL/WEAPON Force		SPECIFY HANDS		HOW USED PUSHED			
	TYPE OF STRUCTURE Non-Residential		POINT OF ENTRY 2. Front 6. Ground Level 8. Door		SECURITY USED 11. Photo/Camera		SUSPECT ACTIONS 1. Ate/Drank on Premises 22. Inflicted Injury 31. Pushed/Shoved Victim 33. Ransacked 36. Smoked on Premises 60. HIT VICTIM 60. STRUCK VICTIM 60. TOOK FOOD 60. TOOK PROPERTY	
	4. Convenience TARGET(S) 3. Display Item(s) 5. Person		TYPE OF LOCK ATTACKED 0. N/A					
PROPERTY	ITEM NO.	ARTICLE NAME	STOLEN REC'D	IDENTIFICATION NUMBERS	BRAND, MAKE OR MANUFACTURER	MODEL NAME AND MODEL NUMBER	MISCELLANEOUS DESCRIPTION	VALUE
	1	CIGARETTES	1		CAMEL		Unfiltered	\$6.00
	2	LIGHTER	1		BIC		Blue Lighter	\$1.75
	3	BEVERAGE	1		Monster		Lo Carb Energy Drink	\$2.49
	4							
ADMIN	VICTIM INJURED Y		EXTENT OF TREATMENT None		SUSPECT IN CUSTODY Probably Adult			
	REPORTING OFFICER Sakamoto		ID# 439	DIVISION	APPROVED BY Ybarra	ID# 381	DATE AND TIME OF REPORT 12/01/2012 12:43	
	DETECTIVE(S) ASSIGNED		ID#	DIVISION	CASE STATUS Priority A	AGENCY NC	CRIME TYPE PC 245A1	

INCIDENT NUMBER						PAGE 2 OF 10		CASE NUMBER 1207248		
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SUSPECT	ARRESTED N		SUSPECT'S NAME (LAST, FIRST MIDDLE) Martinez, Manuel Tomas								
	NICKNAME / AKA					ID TYPE DL	ID NUMBER [REDACTED]	ID TYPE [REDACTED]	ID NUMBER [REDACTED]		
	ADDRESS, CITY STATE ZIP (Home) [REDACTED]							PHONE [REDACTED]			
	RACE H	SEX M	AGE 32	DATE OF BIRTH [REDACTED]	HEIGHT 6'00" - 6'01"	WEIGHT 170-180	BUILD THIN - NORM	HAIR BRO	EYE XXX		
	ADDITIONAL INFORMATION / FURTHER SUSPECT DESCRIPTION (I.E. GLASSES, TATTOOS, TEETH, BIRTHMARKS, JEWELRY, SCARS, ETC.) TT: Left Shoulder - circular design										
	SUSPECT CLOTHING White Tank Top, Light Blue Jeans										
	HAIR LGTH/TYPE 5. Short 3. Thick		HAIR STYLE 1. Afro/Natural		FACIAL HAIR 1. Clean Shaven		COMPLEXION 4. Light	GEN APPEARANCE 1. Casual	DEMEANOR 10. Violent	SPEECH 0. Unknown	VOICE 0. Unknown
	SUSPECT VEHICLE	YEAR	MAKE	MODEL	COLOR / COLOR		BODY TYPE		LICENSE NO.	LIC STATE	
	ADDITIONAL VEHICLE IDENTIFIERS (DAMAGE, CHROME WHEELS, ETC.)					VIN		IMPOUND? / TOWING COMPANY			

SUSPECT	ARRESTED		SUSPECT'S NAME (LAST, FIRST MIDDLE)								
	NICKNAME / AKA					ID TYPE	ID NUMBER	ID TYPE	ID NUMBER		
	ADDRESS, CITY STATE ZIP							PHONE			
	RACE	SEX	AGE	DATE OF BIRTH	HEIGHT	WEIGHT	BUILD	HAIR	EYE		
	ADDITIONAL INFORMATION / FURTHER SUSPECT DESCRIPTION (I.E. GLASSES, TATTOOS, TEETH, BIRTHMARKS, JEWELRY, SCARS, ETC.)										
	SUSPECT CLOTHING										
	HAIR LGTH/TYPE		HAIR STYLE		FACIAL HAIR		COMPLEXION	GEN APPEARANCE	DEMEANOR	SPEECH	VOICE
	SUSPECT VEHICLE	YEAR	MAKE	MODEL	COLOR / COLOR		BODY TYPE		LICENSE NO.	LIC STATE	
	ADDITIONAL VEHICLE IDENTIFIERS (DAMAGE, CHROME WHEELS, ETC.)					VIN		IMPOUND? / TOWING COMPANY			

EVID/NARR	SEE ATTACHED FORMS FOR EVIDENCE, NARRATIVE, AND OTHER SUPPLEMENTAL INFORMATION.									
	ADDITIONAL VIOLATIONS PC 212.5(C) - ROBBERY: SECOND DEGREE; PC 69 - OBSTRUCT/RESIST EXEC OFFICER								WITNESS CHECK Y	
									ADDITIONAL PERSONS LISTED N	

OAK	OFFICER ASSAULT		OAK ZZ	OFFICERS WITH PERSONAL INJURY	OFFICERS WITHOUT PERSONAL INJURY	ACTIVITY WHEN ASSAULT OCCURRED	

ARSON	ARSON TYPE		CONTENT LOSS		STRUCTURE LOSS		ABANDONED
	DESCRIPTION						

REPORTING OFFICER Sakamoto	ID# 439	DIVISION	APPROVED BY Ybarra	ID# 381	DATE AND TIME OF REPORT 12/01/2012 12:43
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INCIDENT NUMBER		SAN DIEGO REGIONAL ADDITIONAL VICTIMS/WITNESSES/OTHERS				PAGE 3 OF 10		CASE NUMBER 1207248	
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950						BEAT 24		DISTRICT DATE 12/1/2012	

VICTIM / WITNESS	V <input type="checkbox"/> DC <input type="checkbox"/> W <input type="checkbox"/>		W-TYPE 06		VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION) [REDACTED]						
	RESIDENCE ADDRESS, CITY STATE ZIP [REDACTED]								PHONE (Work) (619) 474-8063		
	W <input type="checkbox"/> M <input type="checkbox"/>		DATE OF BIRTH [REDACTED]		ID TYPE DL	ID NUMBER [REDACTED]	ID TYPE SS	ID NUMBER [REDACTED]	INTERPRETER?/LANGUAGE No	RELATION TO: VICTIM SUSPECT	
	STATUS E		EMPLOYER / SCHOOL Trolleyside Deli & Minimart				OCCUPATION / RANK / GRADE Clerk		DAYS OFF Sun - Sun	WORK HOURS Vary	
	BUSINESS ADDRESS, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950								PHONE (Mobile) [REDACTED]	VW ASSIST N	
	ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)										
VICTIM / WITNESS	V <input type="checkbox"/> DC <input type="checkbox"/> W <input type="checkbox"/>		W-TYPE Trolleyside Deli & Minimart		VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION) Trolleyside Deli & Minimart						
	RESIDENCE ADDRESS, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950								PHONE (Work) (619) 474-8063		
	RACE		SEX	DATE OF BIRTH		ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE No	RELATION TO: VICTIM SUSPECT
	STATUS E		EMPLOYER / SCHOOL City of National City				OCCUPATION / RANK / GRADE Police Officer		DAYS OFF Vary	WORK HOURS Vary	
	BUSINESS ADDRESS, CITY STATE ZIP 1200 NATIONAL CITY BL, NATIONAL CITY, CA 91950								PHONE [REDACTED]	VW ASSIST N	
	ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)										
VICTIM / WITNESS	V <input type="checkbox"/> DC <input type="checkbox"/> W <input type="checkbox"/>		W-TYPE 16		VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION) Sakamoto, Officer						
	RESIDENCE ADDRESS, CITY STATE ZIP [REDACTED]								PHONE (Work) (619) 336-4411		
	RACE		SEX	DATE OF BIRTH		ID TYPE NC	ID NUMBER 439	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE No	RELATION TO: VICTIM SUSPECT
	STATUS E		EMPLOYER / SCHOOL City of National City				OCCUPATION / RANK / GRADE Police Officer		DAYS OFF Vary	WORK HOURS Vary	
	BUSINESS ADDRESS, CITY STATE ZIP 1200 NATIONAL CITY BL, NATIONAL CITY, CA 91950								PHONE [REDACTED]	VW ASSIST N	
	ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)										
VICTIM / WITNESS	V <input type="checkbox"/> DC <input type="checkbox"/> W <input type="checkbox"/>		W-TYPE 16		VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION) Young, Sergeant						
	RESIDENCE ADDRESS, CITY STATE ZIP [REDACTED]								PHONE (Work) (619) 336-4411		
	RACE		SEX	DATE OF BIRTH		ID TYPE NC	ID NUMBER 365	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE No	RELATION TO: VICTIM SUSPECT
	STATUS E		EMPLOYER / SCHOOL City of National City				OCCUPATION / RANK / GRADE Sergeant		DAYS OFF Vary	WORK HOURS Vary	
	BUSINESS ADDRESS, CITY STATE ZIP 1200 NATIONAL CITY BL, NATIONAL CITY, CA 91950								PHONE [REDACTED]	VW ASSIST N	
	ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)										

REPORTING OFFICER Sakamoto		ID# 439	DIVISION	APPROVED BY Ybarra	ID# 381	DATE AND TIME OF REPORT 12/01/2012 12:43
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INCIDENT NUMBER		SAN DIEGO REGIONAL ADDITIONAL VICTIMS/WITNESSES/OTHERS				PAGE 4 OF 10	CASE NUMBER 1207248
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950						BEAT 24	DISTRICT DATE 12/1/2012

VICTIM / WITNESS	W	TYPE	VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION) 16 Dizinno, Detective					PHONE (Work) (619) 336-4411	
	RESIDENCE ADDRESS, CITY STATE ZIP								
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE	RELATION TO: VICTIM SUSPECT
				NC	926			No	
	STATUS	EMPLOYER / SCHOOL				OCCUPATION / RANK / GRADE		DAYS OFF	WORK HOURS
	E	City of National City				Detective		Vary	Vary
	BUSINESS ADDRESS, CITY STATE ZIP							PHONE	VW ASSIST
	1200 NATIONAL CITY BL, NATIONAL CITY, CA 91950								N
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)									

VICTIM / WITNESS	W	TYPE	VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION) 16 Meeks, Sergeant					PHONE (Work) (619) 336-4411	
	RESIDENCE ADDRESS, CITY STATE ZIP								
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE	RELATION TO: VICTIM SUSPECT
				NC	375			No	
	STATUS	EMPLOYER / SCHOOL				OCCUPATION / RANK / GRADE		DAYS OFF	WORK HOURS
	E	City of National City				Sergeant		Vary	Vary
	BUSINESS ADDRESS, CITY STATE ZIP							PHONE	VW ASSIST
	1200 NATIONAL CITY BL, NATIONAL CITY, CA 91950								N
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)									

VICTIM / WITNESS	W	TYPE	VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION) 16 Klos, Corporal					PHONE (Work) (619) 336-4411	
	RESIDENCE ADDRESS, CITY STATE ZIP								
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE	RELATION TO: VICTIM SUSPECT
				NC	347			No	
	STATUS	EMPLOYER / SCHOOL				OCCUPATION / RANK / GRADE		DAYS OFF	WORK HOURS
	E	City of National City				Corporal		Vary	Vary
	BUSINESS ADDRESS, CITY STATE ZIP							PHONE	VW ASSIST
	1200 NATIONAL CITY BL, NATIONAL CITY, CA 91950								N
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)									

VICTIM / WITNESS	W	TYPE	VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION) 16 Walters, Detective					PHONE (Work) (619) 336-4411	
	RESIDENCE ADDRESS, CITY STATE ZIP								
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE	RELATION TO: VICTIM SUSPECT
				NC	398			No	
	STATUS	EMPLOYER / SCHOOL				OCCUPATION / RANK / GRADE		DAYS OFF	WORK HOURS
	E	City of National City				Detective		Vary	Vary
	BUSINESS ADDRESS, CITY STATE ZIP							PHONE	VW ASSIST
	1200 NATIONAL CITY BL, NATIONAL CITY, CA 91950								N
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)									

REPORTING OFFICER Sakamoto	ID# 439	DIVISION	APPROVED BY Ybarra	ID# 381	DATE AND TIME OF REPORT 12/01/2012 12:43
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INCIDENT NUMBER		SAN DIEGO REGIONAL ADDITIONAL VICTIMS/WITNESSES/OTHERS				PAGE 5 OF 10		CASE NUMBER 1207248	
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950						BEAT 24	DISTRICT	DATE 12/1/2012	

VICTIM / WITNESS	<input type="checkbox"/> W-TYPE		VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)								
	<input checked="" type="checkbox"/> W		16		Ybarra, Detective						
	RESIDENCE ADDRESS, CITY STATE ZIP								PHONE (Work) (619) 336-4411		
	RACE	SEX	DATE OF BIRTH	ID TYPE NC	ID NUMBER 381	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE No	RELATION TO: VICTIM SUSPECT		
	STATUS E	EMPLOYER/SCHOOL City of National City				OCCUPATION / RANK / GRADE Detective		DAYS OFF Vary	WORK HOURS Vary		
	BUSINESS ADDRESS, CITY STATE ZIP 1200 NATIONAL CITY BL, NATIONAL CITY, CA 91950								PHONE		VW ASSIST N
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO, IF APPLICABLE)											

VICTIM / WITNESS	<input type="checkbox"/> W-TYPE		VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)								
	<input checked="" type="checkbox"/> W		12		Kirkendall, CSS						
	RESIDENCE ADDRESS, CITY STATE ZIP								PHONE (Work) (619) 336-4411		
	RACE	SEX	DATE OF BIRTH	ID TYPE NC	ID NUMBER 4756	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE No	RELATION TO: VICTIM SUSPECT		
	STATUS E	EMPLOYER/SCHOOL City of National City				OCCUPATION / RANK / GRADE Crime Scene Specialist		DAYS OFF Vary	WORK HOURS Vary		
	BUSINESS ADDRESS, CITY STATE ZIP 1200 NATIONAL CITY BL, NATIONAL CITY, CA 91950								PHONE		VW ASSIST N
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO, IF APPLICABLE)											

VICTIM / WITNESS	<input type="checkbox"/> W-TYPE		VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)								
	RESIDENCE ADDRESS, CITY STATE ZIP								PHONE		
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE	RELATION TO: VICTIM SUSPECT		
	STATUS	EMPLOYER / SCHOOL				OCCUPATION / RANK / GRADE		DAYS OFF	WORK HOURS		
	BUSINESS ADDRESS, CITY STATE ZIP								PHONE		VW ASSIST
	ADDITIONAL INFORMATION (VICTIM VEHICLE INFO, IF APPLICABLE)										

VICTIM / WITNESS	<input type="checkbox"/> W-TYPE		VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)								
	RESIDENCE ADDRESS, CITY STATE ZIP								PHONE		
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE	RELATION TO: VICTIM SUSPECT		
	STATUS	EMPLOYER / SCHOOL				OCCUPATION / RANK / GRADE		DAYS OFF	WORK HOURS		
	BUSINESS ADDRESS, CITY STATE ZIP								PHONE		VW ASSIST
	ADDITIONAL INFORMATION (VICTIM VEHICLE INFO, IF APPLICABLE)										

REPORTING OFFICER Sakamoto		ID# 439	DIVISION	APPROVED BY Ybarra		ID# 381	DATE AND TIME OF REPORT 12/01/2012 12:43	
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INCIDENT NUMBER		SAN DIEGO REGIONAL EVIDENCE REPORT			PAGE 6 OF 10	CASE NUMBER 1207248
LOCATION OF INCIDENT ADDRESS CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950				BEAT 24	DISTRICT	DATE 12/1/2012
EVIDENCE COLLECTION ADDRESS CITY STATE ZIP				ATTEMPTED TO LOCATE PHYSICAL EVIDENCE Y		ATTEMPTED TO LOCATE LATENT N

TYPE Photos	QTY 1	LOCATION FOUND scene	OFFICER Dizinno	ID# 926
MAKE (BRAND / MANUFACTURER)		DESCRIPTION CD-R Digital Photos	DISPOSITION Impounded	
MODEL (NAME / NUMBER)		HOW MARKED / COMMENT CS439, 12/01/12, 1207248	ID TYPE / NUMBER None	TAG NUMBER I0081482

TYPE	QTY	LOCATION FOUND	OFFICER	ID#
MAKE (BRAND / MANUFACTURER)		DESCRIPTION	DISPOSITION	
MODEL (NAME / NUMBER)		HOW MARKED / COMMENT	ID TYPE / NUMBER	TAG NUMBER

TYPE	QTY	LOCATION FOUND	OFFICER	ID#
MAKE (BRAND / MANUFACTURER)		DESCRIPTION	DISPOSITION	
MODEL (NAME / NUMBER)		HOW MARKED / COMMENT	ID TYPE / NUMBER	TAG NUMBER

TYPE	QTY	LOCATION FOUND	OFFICER	ID#
MAKE (BRAND / MANUFACTURER)		DESCRIPTION	DISPOSITION	
MODEL (NAME / NUMBER)		HOW MARKED / COMMENT	ID TYPE / NUMBER	TAG NUMBER

TYPE	QTY	LOCATION FOUND	OFFICER	ID#
MAKE (BRAND / MANUFACTURER)		DESCRIPTION	DISPOSITION	
MODEL (NAME / NUMBER)		HOW MARKED / COMMENT	ID TYPE / NUMBER	TAG NUMBER

TYPE	QTY	LOCATION FOUND	OFFICER	ID#
MAKE (BRAND / MANUFACTURER)		DESCRIPTION	DISPOSITION	
MODEL (NAME / NUMBER)		HOW MARKED / COMMENT	ID TYPE / NUMBER	TAG NUMBER

TYPE	QTY	LOCATION FOUND	OFFICER	ID#
MAKE (BRAND / MANUFACTURER)		DESCRIPTION	DISPOSITION	
MODEL (NAME / NUMBER)		HOW MARKED / COMMENT	ID TYPE / NUMBER	TAG NUMBER

TYPE	QTY	LOCATION FOUND	OFFICER	ID#
MAKE (BRAND / MANUFACTURER)		DESCRIPTION	DISPOSITION	
MODEL (NAME / NUMBER)		HOW MARKED / COMMENT	ID TYPE / NUMBER	TAG NUMBER

REPORTING OFFICER Sakamoto	ID# 439	DIVISION	APPROVED BY Ybarra	ID# 381	DATE AND TIME OF REPORT 12/01/2012 12:43
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INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 7 OF 10	CASE NUMBER 1207248
CONTINUED FROM CRIME	BEAT 24	DISTRICT	DATE 12/01/2012	DAY OF WEEK Sat	TIME 10:16
PRIMARY CODE SECTION PC 245A1 - Assault with a deadly weapon or instrument other than a firearm					
ADDITIONAL CODE SECTION(S) PC 212.5(C) - ROBBERY: SECOND DEGREE; PC 69 - OBSTRUCT/RESIST EXEC OFFICER					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					

SYNOPSIS:

Manuel Martinez (Suspect) entered the Trolley Side Deli & Minimart located at 530 W. 21st Street in National City. Martinez went behind the front counter and punched the Victim at least two times on the right side of his face forcing the Victim to the back room resulting in complaint of pain to his left cheek. Martinez pushed the Victim against a freezer resulting in scrapes on the Victim's shins and complaint of pain to his elbows. Martinez then threw a laptop computer striking the Victim on the back of his head.

Martinez ran to the customer area and tipped over several shelves. As the Victim ran outside for help, Martinez took a pack Camel cigarettes and a lighter from the display rack, opened the pack and lit a cigarette. Martinez also took a beverage from the display which he drank as police arrived on scene.

Martinez fled through the rear of the store and ran northbound along the train tracks to W. 18th Street where he was taken into custody. Martinez was taken to UCSD Medical Center for medical treatment.

As a result of Martinez' violent behavior during his apprehension, Officer Stinnett and Corporal Klos sustained some injuries.

ORIGIN:

On 12/01/12, at about 1016 hours, I responded to a call of an Armed Robbery in progress at the Trolley Side Deli & Minimart located at 530 W. 21st Street in National City. NCPD Dispatch advised over police radio that the Suspect was reportedly armed with a knife or gun and was still inside the business and unknown injuries to the Victim. The Suspect was described as a White or Hispanic male in his 30's, with tattoos, wearing a white t-shirt and blue pants.

INVESTIGATION:

Sergeant Young advised over his police radio he had the Suspect, later identified by his California Identification Card as Manuel Martinez (REDACTED), who was barricaded inside the rear of the Trolley Side Deli & Minimart at gunpoint.

Upon arrival, I saw Sergeant Young with weapon drawn in front of business and went to his location. Sergeant Young advised there may be an exit to the northwest of the building. See Sergeant Young's Supplemental Report for further details.

I went along the trolley train tracks on the Westside of the building to search for a possible exit. Detective Dizinno acted as (REDACTED). See Detective Dizzino's Supplemental Report for further details. As I approached the loading dock on the north side of the building, Sergeant Meeks, who was on the east side of the loading dock, advised he saw Martinez exit the building and was inside the loading dock. See Sergeant Meeks' Supplemental Report for further details. As I scanned the area, Detective Dizinno advised Martinez was north of my position. I looked north along the train tracks and saw Martinez running northbound about 50 yards in front of me. Detective Dizinno and I trailed Martinez and put out his direction of travel.

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ORIGINAL - 12/05/2012

INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 8 OF 10	CASE NUMBER 1207248
CONTINUED FROM CRIME	BEAT 24	DISTRICT	DATE 12/01/2012	DAY OF WEEK Sat	TIME 10:16
PRIMARY CODE SECTION PC 245A1 - Assault with a deadly weapon or instrument other than a firearm					
ADDITIONAL CODE SECTION(S) PC 212.5(C) - ROBBERY: SECOND DEGREE; PC 69 - OBSTRUCT/RESIST EXEC OFFICER					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					

As he arrived at the W. 18th Street overpass, Martinez went into the bushes on the west side of the tracks. Shortly there after, Corporal Klos advised he was taking Martinez into custody. See Corporal Klos' Supplemental Report for further details.

Detective Dizinno and I returned to the scene. While en route back to the scene, I heard Sergeant Meeks say over police radio Martinez was continuing to fight officers.

Detective Dizinno took digital photos of the scene and the Victim's injuries which he gave to me. I, later at NCPD, transferred the photos to CD-R and impounded it for evidence.

I contacted the Victim, identified by his California Driver License [REDACTED]. I documented his statement. [REDACTED] stated Martinez punched him at least two (2) times on his left cheek resulting in redness and swelling. Martinez pushed [REDACTED] causing him to fall against a freezer hitting his right cheek, both elbows, and both shins. Martinez also threw [REDACTED] laptop computer at him which hit [REDACTED] in a unknown location. I saw redness on [REDACTED]'s right cheek. [REDACTED] had complaint of pain to both of his elbows, scrapes on both his shins and a cut about one inch in length on his right index finger.

[REDACTED] stated during the incident, Martinez took a pack of Camel unfiltered cigarettes and a blue BIC lighter from the display rack and smoked a cigarette. I looked on the front counter and saw a pack of Camel unfiltered cigarettes with one (1) cigarette missing and a blue BIC lighter. Martinez also advised Martinez took and drank a blue Monster Energy Drink. I looked in the back room and saw an open blue can of Monster Lo-Carb Energy Drink on the counter. [REDACTED] can identify Martinez if seen again.

Sergeant Meeks directed me to lock down the scene for detectives and crime scene specialists. See Detective Ybarra's Report and CSS Kirkendall's Supplemental Report for further details. I put up crime scene tape blocking the front and rear of the business and assumed duties of scene security/scribe. I documented scene access as follows:

1410 hours - Det. Dizinno and M. Hermiz enter scene to front doorway re camera coverage.
1445 hours - CSS Kirkendall entered scene
1456 hours - Det. Wilkins entered scene
1457 hours - Lt. Tellez entered scene
1547 hours - Det. Walters and Det. Ybarra entered scene.
1650 hours - All units clear scene. Scene released to Victim.

During this time, I also stood by with [REDACTED] until Detective Walters transported him to NCPD for an interview.

BACKGROUND:

None.

STATEMENTS:

Statement of [REDACTED] (Victim):

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ORIGINAL - 12/05/2012

INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 9 OF 10	CASE NUMBER 1207248
CONTINUED FROM CRIME	BEAT 24	DISTRICT	DATE 12/01/2012	DAY OF WEEK Sat	TIME 10:16
PRIMARY CODE SECTION PC 245A1 - Assault with a deadly weapon or instrument other than a firearm					
ADDITIONAL CODE SECTION(S) PC 212.5(C) - ROBBERY: SECOND DEGREE; PC 69 - OBSTRUCT/RESIST EXEC OFFICER					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					

█████ stated that on 12/01/12, at about 1016 hours, he was working as a clerk at the Trolley Side Deli & Minimart located at 530 W. 21st Street in National City. █████ was at the refrigerator on the southwest of the business when the Suspect, identified as Manuel Martinez, entered the east front door and went to the front counter. █████ went behind the counter and asked Martinez, "May I help you?"

Martinez walked behind the front counter and approached █████. █████ told Martinez he was not supposed to be behind the counter. Martinez responded by punching █████ on the left cheek at least two (2) times causing █████ stumble back and turn around. Martinez punched █████ on the back and pushed him through the doorway to the back room. █████ fell against a freezer hitting his right cheek on a shelf, both elbows and both shins on the freezer.

█████ picked up a hot plate from the backroom counter and held it up to block on-going punches by Martinez, moving it in an up-and-down motion. Martinez returned to the front counter, picked up █████ laptop computer and threw it at █████. █████ advised the laptop hit him, but at the time was unable to specify where it impacted him.

Martinez went to the customer area and tipped over shelves spilling merchandise all over the floor. █████ saw an opening and ran outside and asked by passers to call for help while still holding the hot plate. █████ looked through the south front door of the business and saw Martinez behind the front counter. Martinez took a pack of Camel unfiltered cigarettes from the display rack and opened it. He took a cigarette out and grabbed a lighter from the display rack, but failed to light it. Martinez grabbed a blue BIC lighter and lit his cigarette.

Martinez went to the refrigerator and took a blue Monster Lo-Carb Energy Drink and drank it. Police arrived on-scene.

EVIDENCE:

TAG #	DESCRIPTION
I0081482	CD-R Digital Photos

CSS Kirkendall and Detective Wilkins processed the scene for evidence. Refer to their Supplemental Reports for further details.

INJURY:

█████ had redness and swelling to his left and right cheeks, complaint of pain to both elbows, small scrapes to his shins and a cut about one inch in length on his right index finger. █████ refused medical treatment for his injuries.

PROPERTY DAMAGE:

Martinez (Suspect) threw the Victim's laptop computer (valued at about \$400) which came apart as it impacted the floor. Martinez caused an unknown amount of damage to merchandise. Store employees were unable to assess damages until the scene was processed.

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ORIGINAL - 12/05/2012

INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 10 OF 10	CASE NUMBER 1207248
CONTINUED FROM CRIME	BEAT 24	DISTRICT	DATE 12/01/2012	DAY OF WEEK Sat	TIME 10:16
PRIMARY CODE SECTION PC 245A1 - Assault with a deadly weapon or instrument other than a firearm					
ADDITIONAL CODE SECTION(S) PC 212.5(C) - ROBBERY: SECOND DEGREE; PC 69 - OBSTRUCT/RESIST EXEC OFFICER					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					

FOLLOW UP:

To be determined by the Investigations Division.

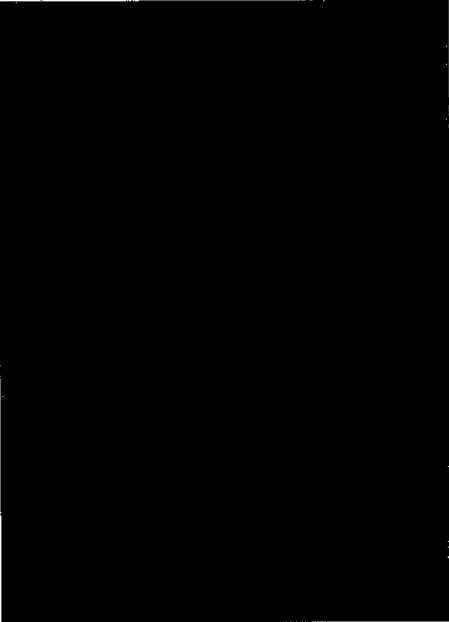
RELATED REPORTS:

- ✓ Sergeant Meeks' Supplemental Report
- ✓ Sergeant Young's Supplemental Report
- ✓ Sergeant Aydellotte's Supplemental Report
- Sergeant Cordero's Supplemental Report
- ✓ Corporal Klos' Supplemental Report
- Officer Dougherty's Supplemental Report and CHP 180
- Officer Stinnett's Supplemental Report
- ✓ Officer Barawed's Supplemental Report
- CSS Kirkendall's Supplemental Report
- Detective Ybarra's Supplemental Report
- Detective Dizinho's Supplemental Report

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ORIGINAL - 12/05/2012

trolley side



Sakamoto

Vborra

Walters

Kirkendall

Klos

Young

Dizmo

Meek's

Stannett

Seward.

Lobato B.

Lucas J.

Plannom

Cordero

Webb

Gina Reynoso

From: Gina Reynoso
Sent: Monday, January 14, 2013 1:16 PM
To: Antonio Ybarra; Tom DiZinno
Subject: 1207248

NATIONAL CITY POLICE DEPARSTMENT
MEMORANDUM
COURTESY REMINDER

DATE: January 14, 2013

To: Ybarra, DiZinno

CC:

FROM: Gina Reynoso

RE: Report Number: 1207248
Date of Call: 12/01/12
530 W 21st. St.
Call Nature: 245A1 pc

The supplemental Report has been searched for in AFR APPROVED database. As of today's date, this report has not been RECEIVED in Records.

PLEASE NOTIFY RECORDS. BY RESPONDING TO THIS EMAIL. AS TO THE STATUS OF THIS REPORT.

If you have any questions regarding this request, please contact Records.
Thank you,

*Gina Reynoso 1900
National City Police Department
Records Department
619-336-4407 Desk
619-336-4400 Office
619-336-4454 Fax
greynoso@nationalcityca.gov*

You never know what you can do until you try it. -A. Maclaren, D.D.

1/14/2013

INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 1 OF 1	CASE NUMBER 1207248
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT 24	DISTRICT	DATE 12/01/2012	DAY OF WEEK Sat	TIME 10:15 - 15:00
PRIMARY CODE SECTION PC 245A1 - Assault with a deadly weapon or instrument other than a firearm					
ADDITIONAL CODE SECTION(S) PC 212.5(C) - ROBBERY: SECOND DEGREE; PC 69 - OBSTRUCT/RESIST EXEC OFFICER					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					

OFFICER'S SUPPLEMENTAL

On the listed time and date, the Eat and Go Trolley Deli was robbed by a subject later taken into custody after fleeing from officers. I was asked by Sgt. Leach to deploy my Police Service Dog (PSD) "Seven" to [REDACTED]. I arrived on scene at approximately 1441 hours. I was briefed by Sgt. Meeks and Corporal Klos where the subject was seen running. There were two separate areas they requested I searched with my PSD.

I deployed my PSD "Seven" just west of the 21 St Street trolley along the east side of the trolley tracks and gave him the command to search. PSD "Seven" searched the area in a northern direction for approximately 100 yards and did not locate any kind of weapon or evidence. I drove to the second area which was the on ramp for I-5 Northbound from 18th Street on the east side of the off ramp. I deployed "Seven" and gave him the command to search. "Seven" searched the area, however he did not locate any weapon or any evidence. I advised Sgt. Leach my search was complete. Please refer to Crime/Arrest report for further.

REPORTING OFFICER Estabrook	ID# 460	DIVISION	APPROVED BY Ybarra	ID# 381	DATE AND TIME OF REPORT 12/02/2012 19:37
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COPY - 12/04/2012

INCIDENT NUMBER		SAN DIEGO REGIONAL ADDITIONAL VICTIMS/WITNESSES/OTHERS				PAGE 1 OF 4	CASE NUMBER 1207248
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					BEAT 24	DISTRICT	DATE 12/01/2012 - 12/06/2012

VICTIM / WITNESS	<input type="checkbox"/> W	<input type="checkbox"/> 16	VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION) WALTERS, W						
	RESIDENCE ADDRESS, CITY STATE ZIP						PHONE (Work) (619) 336-4411		
	RACE	SEX	DATE OF BIRTH	ID TYPE NC	ID NUMBER 398	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE No	RELATION TO: VICTIM SUSPECT N
	STATUS E	EMPLOYER / SCHOOL NCPD			OCCUPATION / RANK / GRADE POLICE DETECTIVE		DAYS OFF Vary	WORK HOURS Vary	
	BUSINESS ADDRESS, CITY STATE ZIP 1200 NATIONAL CITY BL, NATIONAL CITY, CA 91950						PHONE	V/W ASSIST N	
	ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)								

VICTIM / WITNESS	<input type="checkbox"/> W	<input type="checkbox"/> 16	VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION) YBARRA, A						
	RESIDENCE ADDRESS, CITY STATE ZIP						PHONE (Work) (619) 364-411		
	RACE	SEX	DATE OF BIRTH	ID TYPE NC	ID NUMBER 381	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE No	RELATION TO: VICTIM SUSPECT N
	STATUS E	EMPLOYER / SCHOOL NCPD			OCCUPATION / RANK / GRADE POLICE DETECTIVE		DAYS OFF Vary	WORK HOURS Vary	
	BUSINESS ADDRESS, CITY STATE ZIP 1200 NATIONAL CITY BL, NATIONAL CITY, CA 91950						PHONE	V/W ASSIST N	
	ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)								

VICTIM / WITNESS	<input type="checkbox"/> W	<input type="checkbox"/> 16	VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION) SEWARD, G						
	RESIDENCE ADDRESS, CITY STATE ZIP						PHONE (Work) (619) 336-4411		
	RACE	SEX	DATE OF BIRTH	ID TYPE NC	ID NUMBER 385	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE No	RELATION TO: VICTIM SUSPECT N
	STATUS E	EMPLOYER / SCHOOL NCPD			OCCUPATION / RANK / GRADE SGT		DAYS OFF Vary	WORK HOURS Vary	
	BUSINESS ADDRESS, CITY STATE ZIP 1200 NATIONAL CITY BL, NATIONAL CITY, CA 91950						PHONE	V/W ASSIST N	
	ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)								

VICTIM / WITNESS	<input type="checkbox"/> W	<input type="checkbox"/> 16	VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION) KIRKENDALL, L						
	RESIDENCE ADDRESS, CITY STATE ZIP						PHONE (Work) (619) 336-4411		
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE No	RELATION TO: VICTIM SUSPECT N
	STATUS E	EMPLOYER / SCHOOL NCPD			OCCUPATION / RANK / GRADE CSS		DAYS OFF Vary	WORK HOURS Vary	
	BUSINESS ADDRESS, CITY STATE ZIP						PHONE	V/W ASSIST N	
	ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)								

REPORTING OFFICER Walters		ID# 398	DIVISION INV	APPROVED BY Leach	ID# 310	DATE AND TIME OF REPORT 12/08/2012 09:18
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INCIDENT NUMBER		SAN DIEGO REGIONAL ADDITIONAL VICTIMS/WITNESSES/OTHERS										PAGE 1 OF 5		CASE NUMBER 1207248	
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950										BEAT 24		DISTRICT		DATE 12/01/2012 - 12/06/2012	

VICTIM / WITNESS	W-TYPE	VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)													
	W	16	WALTERS, W												
	RESIDENCE ADDRESS, CITY STATE ZIP												PHONE (Work) (619) 336-4411		
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE No		RELATION TO: VICTIM SUSPECT N					
	STATUS	EMPLOYER / SCHOOL E NCPD				OCCUPATION / RANK / GRADE POLICE DETECTIVE		DAYS OFF Vary		WORK HOURS Vary					
	BUSINESS ADDRESS, CITY STATE ZIP 1200 NATIONAL CITY BL, NATIONAL CITY, CA 91950												PHONE	V/W ASSIST N	
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)															
VICTIM / WITNESS	W-TYPE	VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)													
	W	06	[REDACTED]												
	RESIDENCE ADDRESS, CITY STATE ZIP												PHONE (Mobile) [REDACTED]		
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE No		RELATION TO: VICTIM SUSPECT N					
	STATUS	EMPLOYER / SCHOOL U				OCCUPATION / RANK / GRADE		DAYS OFF		WORK HOURS					
	BUSINESS ADDRESS, CITY STATE ZIP												PHONE	V/W ASSIST N	
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)															
VICTIM / WITNESS	W-TYPE	VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)													
	RESIDENCE ADDRESS, CITY STATE ZIP												PHONE		
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE		RELATION TO: VICTIM SUSPECT					
	STATUS	EMPLOYER / SCHOOL				OCCUPATION / RANK / GRADE		DAYS OFF		WORK HOURS					
	BUSINESS ADDRESS, CITY STATE ZIP												PHONE	V/W ASSIST	
	ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)														
VICTIM / WITNESS	W-TYPE	VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)													
	RESIDENCE ADDRESS, CITY STATE ZIP												PHONE		
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE		RELATION TO: VICTIM SUSPECT					
	STATUS	EMPLOYER / SCHOOL				OCCUPATION / RANK / GRADE		DAYS OFF		WORK HOURS					
	BUSINESS ADDRESS, CITY STATE ZIP												PHONE	V/W ASSIST	
	ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)														

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 CODE 111075 THROUGH 111081 SUBSEQUENT
 DISTRIBUTION OF INFORMATION CONTAINED IS
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 NATIONAL CITY POLICE DEPARTMENT

REPORTING OFFICER Walters	ID# 398	DIVISION INV	APPROVED BY Leach	ID# 310	DATE AND TIME OF REPORT 12/08/2012 11:06
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INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 2 OF 5	CASE NUMBER 1207248
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT 24	DISTRICT	DATE 12/01/2012 - 12/06/2012	DAY OF WEEK Sat - Thu	TIME 10:16 - 13:30
PRIMARY CODE SECTION PC 245A1 - Assault with a deadly weapon or instrument other than a firearm					
ADDITIONAL CODE SECTION(S) PC 212.5(C) - ROBBERY: SECOND DEGREE; PC 69 - OBSTRUCT/RESIST EXEC OFFICER					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					

DETECTIVE SUPPLEMENTAL REPORT:

ORIGIN:

On 12/01/12 at about 1120 hours, I was contacted by Detective Sergeant Leach. During this conversation, Sergeant Leach explained that National City Patrol Officers had responded to a reported robbery near 530 W. 21st Street (Trolley Deli) in the City of National City. Sergeant went on to explain that the suspect, **Manuel Martinez** had attacked the victim, [REDACTED] during the commission of a robbery. Sergeant Leach then explained that Martinez fled the area upon the first officer's arrival. Sergeant Leach explained that Martinez was located near the Interstate -5 on ramp from W. 18th Street by officers. Sergeant Leach continued by saying that Martinez struggled with officers on scene and was later detained. Sergeant Leach explained that Martinez was alert and struggling with officers on scene when medical personal arrived. Sergeant Leach completed the conversation by saying Martinez had become extremely ill while in the back of the ambulance. Martinez was later transported to UCSD Hospital for medical treatment. Sergeant Leach requested I respond and assist with the investigation. I arrived at approximately 1200 hours.

INVESTIGATION:

Upon arrival, at 530 W. 21st Street, I met with Officer Sakamoto and Investigator DiZinno. Officer Sakamoto told me that he was securing the scene and pointed out the victim [REDACTED]. I noticed [REDACTED] face was red and sings of swelling were present around his nose and under both eyes. I cleared the scene and drove toward the Interstate -5 (N/B) on ramp at W. 18th Street.

Upon my arrival, I met with Sergeant Smith who gave me a briefing about the incident. Sgt. Smith told me that two witnesses, [REDACTED] and [REDACTED] witnessed the officers arrest Martinez. Sgt. Smith explained both [REDACTED] and [REDACTED] were at NCPD to be interviewed. After talking with Sergeant Smith, I responded to NCPD to meet with my partner Detective Nagle.

At NCPD, Detective Nagle advised me that Detective Ybarra was en-route and would be the case agent for his incident. Knowing there was going to be a slight delay until all investigative personal arrived on scene, I drove back out to 530 W. 21st Street to pick up [REDACTED] for an interview.

Upon arrival, I told Officer Sakamoto I was taking custody of [REDACTED]. While transporting [REDACTED] to NCPD, I noticed the redness and swelling around his face and nose had gotten slightly worse. [REDACTED] complained about pain to his right elbow. [REDACTED] told me his elbow was sore and he was unable to bend it completely. Upon arrival, at NCPD [REDACTED] was placed in an interview room within the investigations division. I assigned Crime Scene Specialist Kirkendall to photograph [REDACTED]. Refer to CSS Kirkendall's report for details.

REPORTING OFFICER Walters	ID# 398	DIVISION INV	APPROVED BY Leach	ID# 310	DATE AND TIME OF REPORT 12/08/2012 11:06
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COPY - 12/26/2012

INCIDENT NUMBER		SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE		PAGE 3 OF 5	CASE NUMBER 1207248
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT 24	DISTRICT	DATE 12/01/2012 - 12/06/2012	DAY OF WEEK Sat - Thu	TIME 10:16 - 13:30
PRIMARY CODE SECTION PC 245A1 - Assault with a deadly weapon or instrument other than a firearm					
ADDITIONAL CODE SECTION(S) PC 212.5(C) - ROBBERY; SECOND DEGREE; PC 69 - OBSTRUCT/RESIST EXEC OFFICER					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					

Once Detective Ybarra arrived, I assisted him with the interview of [REDACTED]. During the interview Detective Ybarra asked me to create a photo line-up incorporating a photo of Martinez. Detective Ybarra wanted to see if [REDACTED] identify his attacker.

Using the [REDACTED], I created a "six pack" or photo array. A photo of Martinez was used along with five filler photos. Prior to handing [REDACTED] the photos, I read him a photo line-up admonishment. [REDACTED] stated he understood the admonishment. I handed [REDACTED] six individual photos. [REDACTED] looked through the photos and selected the photo of Martinez. When I asked [REDACTED] if he was sure this was the suspect that attacked him, [REDACTED] with something similar to, "I'm one hundred percent sure this is the guy." I then asked [REDACTED] to hold the photo of the subject he selected up in front of the camera, which he did. Refer to attached video for details.

I also assisted Detective Ybarra while he interviewed [REDACTED]. All three of the interviews were audio and video recorded using a department issued "Flip" camera. The recordings were later transferred on to a CD and impounded at NCPD by Detective Ybarra.

On 12/05/12 at about 0900 hours, Detective Ybarra told me that he learned that Martinez had passed away at UCSD Hospital. At about 1030 hours, I called UCSD Hospital and spoke with [REDACTED]. Per [REDACTED] Dr. [REDACTED] pronounced Martinez dead on 12/05/12 at 0317 hours.

I called the San Diego County Medical Examiners Office and learned that Martinez' autopsy would be conducted on 12/06/12 at about 0930 hours. Refer to my autopsy supplemental report for details.

Later that morning, I assisted Detective Ybarra with his interview of [REDACTED] and [REDACTED] (Martinez' mother and brother). The interviews were audio and video recorded using a department issued "Flip" camera. The recordings were later transferred on to a CD and impounded at NCPD by Detective Ybarra. Refer to Detective Ybarra's report for additional details.

While speaking with the [REDACTED] we learned that Martinez had a girlfriend named [REDACTED] (W) who could possibly help us determine what Martinez had been doing the days prior to his death. Using different computer data bases, I learned that [REDACTED] was in custody at [REDACTED] Women's Jail.

[REDACTED] allowed me to search through her cellular telephone in an attempt to gain information about Martinez since he used her phone in the days leading up to his death. [REDACTED] and I went through the different contacts in her phone and discovered the following numbers that she believed could be friends of Martinez:

- [REDACTED]
- [REDACTED]
- [REDACTED]
- [REDACTED]

REPORTING OFFICER Walters	ID# 398	DIVISION INV	APPROVED BY Leach	ID# 310	DATE AND TIME OF REPORT 12/08/2012 11:06
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COPY - 12/26/2012

INCIDENT NUMBER		SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE		PAGE 4 OF 5	CASE NUMBER 1207248
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT 24	DISTRICT	DATE 12/01/2012 - 12/06/2012	DAY OF WEEK Sat - Thu	TIME 10:16 - 13:30
PRIMARY CODE SECTION PC 245A1 - Assault with a deadly weapon or instrument other than a firearm					
ADDITIONAL CODE SECTION(S) PC 212.5(C) - ROBBERY; SECOND DEGREE; PC 69 - OBSTRUCT/RESIST EXEC OFFICER					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					

Later the afternoon, Detective Ybarra, CSS Kirkendall, and I went back out to the "Trolley Deli" and the railroad tracks near the deli. We walked the area as CSS Kirkendall took photographs to show the path taken by Martinez after the robbery. Refer to CSS Kirkendall's photos for additional information.

On 12/07/12, Detective Webb and I went to [REDACTED] Women's Jail and spoke with [REDACTED]. The interview was audio and video recorded using my department issued "Flip" camera. The recording was later transferred on to a CD and impounded at NCPD by me. Refer to the statement portion of this report for details.

STATEMENT(S):

Statement of [REDACTED] (W) --

- [REDACTED] dated Martinez prior to her arrest
- [REDACTED] admits that she has had a narcotics problem in the past
- [REDACTED] stated Martinez wanted to marry her
- [REDACTED] hasn't talked with Martinez since he went to prison at the beginning of the year
- [REDACTED] knows Martinez to be a methamphetamine user
- [REDACTED] believes Martinez had mental health issues
- [REDACTED] said Martinez at time would go off to his own little world mentally
- [REDACTED] said Martinez' home life was very stressful
- [REDACTED] only saw Martinez "flip out" one time and that was an argument with his brother, [REDACTED]
- [REDACTED] knew Martinez to be a quite person that kept to him self
- [REDACTED] said Martinez was secretive and hid things from her
- [REDACTED] tried real hard to be the perfect son
- [REDACTED] knew Martinez hung out with a gang member named "Bouncer"
- [REDACTED] does not know "Bouncer"
- Martinez told "Bouncer" to watch out for [REDACTED] while he was in custody
- [REDACTED] only knows Martinez to use methamphetamine
- [REDACTED] says about twice a week Martinez would have mental break downs
- [REDACTED] says Martinez mental issues would be a result of his stress level
- Martinez never told [REDACTED] that he owed money or carried drugs for anyone
- [REDACTED] said Martinez was not aggressive after smoking methamphetamine
- [REDACTED] believes Martinez should have been medicated by a doctor for his mental health issues
- [REDACTED] did not know Martinez had an issue with his [REDACTED]
- Martinez told [REDACTED] that he wanted to change his life and become a better man
- Martinez told [REDACTED] that he was scared to change his life

REPORTING OFFICER Walters	ID# 398	DIVISION INV	APPROVED BY Leach	ID# 310	DATE AND TIME OF REPORT 12/08/2012 11:06
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COPY - 12/26/2012

INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 5 OF 5	CASE NUMBER 1207248
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT 24	DISTRICT	DATE 12/01/2012 - 12/06/2012	DAY OF WEEK Sat - Thu	TIME 10:16 - 13:30
PRIMARY CODE SECTION PC 245A1 - Assault with a deadly weapon or instrument other than a firearm					
ADDITIONAL CODE SECTION(S) PC 212.5(C) - ROBBERY: SECOND DEGREE; PC 69 - OBSTRUCT/RESIST EXEC OFFICER					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					

- [REDACTED] recognized the name [REDACTED] which was tattooed on Martinez as his ex
- [REDACTED] not know Martinez [REDACTED] on two different occasions

(Refer to CD for complete details regarding this interview)

EVIDENCE:

Tag#	Description:
I0081101	Photo Array signed by [REDACTED]
I0081102	Original photos for photo array
I0081103	CD - [REDACTED] interview

End of report
Detective W. Walters # 398
NCPD Investigations Unit

REPORTING OFFICER Walters	ID# 398	DIVISION INV	APPROVED BY Leach	ID# 310	DATE AND TIME OF REPORT 12/08/2012 11:06
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COPY - 12/26/2012

INCIDENT NUMBER		SAN DIEGO REGIONAL ADDITIONAL VICTIMS/WITNESSES/OTHERS				PAGE 1 OF 3		CASE NUMBER 1207248	
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950						BEAT 24		DISTRICT DATE 12/01/2012	

VICTIM / WITNESS	<input type="checkbox"/> W <input type="checkbox"/> W-TYPE 06		VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)						
	RESIDENCE ADDRESS, CITY STATE ZIP								PHONE (Mobile)
	RACE H	SEX F	DATE OF BIRTH	ID TYPE DL	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE No	RELATION TO: VICTIM SUSPECT S
	STATUS EMPLOYER / SCHOOL U				OCCUPATION / RANK / GRADE		DAYS OFF		WORK HOURS
	BUSINESS ADDRESS, CITY STATE ZIP								V/W ASSIST N
	ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)								

VICTIM / WITNESS	<input type="checkbox"/> W <input type="checkbox"/> W-TYPE 06		VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)						
	RESIDENCE ADDRESS, CITY STATE ZIP								PHONE (Mobile)
	RACE W	SEX M	DATE OF BIRTH	ID TYPE DL	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE No	RELATION TO: VICTIM SUSPECT A
	STATUS EMPLOYER / SCHOOL E				OCCUPATION / RANK / GRADE		DAYS OFF		WORK HOURS
	BUSINESS ADDRESS, CITY STATE ZIP								V/W ASSIST N
	ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)								

VICTIM / WITNESS	<input type="checkbox"/> W <input type="checkbox"/> W-TYPE 06		VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)						
	RESIDENCE ADDRESS, CITY STATE ZIP								PHONE (Home)
	RACE H	SEX M	DATE OF BIRTH	ID TYPE DL	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE No	RELATION TO: VICTIM SUSPECT S
	STATUS EMPLOYER / SCHOOL U				OCCUPATION / RANK / GRADE		DAYS OFF		WORK HOURS
	BUSINESS ADDRESS, CITY STATE ZIP								V/W ASSIST N
	ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)								

VICTIM / WITNESS	<input type="checkbox"/> W <input type="checkbox"/> W-TYPE 06		VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)						
	RESIDENCE ADDRESS, CITY STATE ZIP								PHONE (Home)
	RACE H	SEX M	DATE OF BIRTH	ID TYPE DL	ID NUMBER	ID TYPE SS	ID NUMBER	INTERPRETER?/LANGUAGE No	RELATION TO: VICTIM SUSPECT A
	STATUS EMPLOYER / SCHOOL U				OCCUPATION / RANK / GRADE		DAYS OFF		WORK HOURS
	BUSINESS ADDRESS, CITY STATE ZIP								V/W ASSIST N
	ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)								

REPORTING OFFICER Webb		ID# 438	DIVISION	APPROVED BY Ybarra	ID# 381	DATE AND TIME OF REPORT 12/11/2012 13:37
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 THIS RECORDS HAS BEEN RECORDED AS BEING
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 NATIONAL CITY POLICE DEPARTMENT

INCIDENT NUMBER		SAN DIEGO REGIONAL ADDITIONAL VICTIMS/WITNESSES/OTHERS				PAGE 2 OF 3	CASE NUMBER 1207248
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950						BEAT 24	DISTRICT DATE 12/01/2012

VICTIM / WITNESS	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> W-TYPE		VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)						
	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> W		16		WEBB, J.				
	RESIDENCE ADDRESS, CITY STATE ZIP						PHONE (Work) [REDACTED]		
	RACE F	SEX M	DATE OF BIRTH	ID TYPE NC	ID NUMBER 438	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE No	RELATION TO: VICTIM SUSPECT S
	STATUS E	EMPLOYER / SCHOOL CITY OF NATIONAL CITY			OCCUPATION / RANK / GRADE POLICE OFFICER		DAYS OFF Vary	WORK HOURS Vary	
	BUSINESS ADDRESS, CITY STATE ZIP 1200 NATIONAL CITY BL, NATIONAL CITY, CA 91950						PHONE	V/W ASSIST N	
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)									

VICTIM / WITNESS	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> W-TYPE		VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)						
	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>								
	RESIDENCE ADDRESS, CITY STATE ZIP						PHONE		
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE	RELATION TO: VICTIM SUSPECT
	STATUS	EMPLOYER / SCHOOL			OCCUPATION / RANK / GRADE		DAYS OFF	WORK HOURS	
	BUSINESS ADDRESS, CITY STATE ZIP						PHONE	V/W ASSIST	
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)									

VICTIM / WITNESS	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> W-TYPE		VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)						
	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>								
	RESIDENCE ADDRESS, CITY STATE ZIP						PHONE		
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE	RELATION TO: VICTIM SUSPECT
	STATUS	EMPLOYER / SCHOOL			OCCUPATION / RANK / GRADE		DAYS OFF	WORK HOURS	
	BUSINESS ADDRESS, CITY STATE ZIP						PHONE	V/W ASSIST	
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)									

VICTIM / WITNESS	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> W-TYPE		VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)						
	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>								
	RESIDENCE ADDRESS, CITY STATE ZIP						PHONE		
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE	RELATION TO: VICTIM SUSPECT
	STATUS	EMPLOYER / SCHOOL			OCCUPATION / RANK / GRADE		DAYS OFF	WORK HOURS	
	BUSINESS ADDRESS, CITY STATE ZIP						PHONE	V/W ASSIST	
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)									

REPORTING OFFICER Webb	ID# 438	DIVISION	APPROVED BY Ybarra	ID# 381	DATE AND TIME OF REPORT 12/11/2012 13:37
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INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 3 OF 3	CASE NUMBER 1207248
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT 24	DISTRICT	DATE 12/01/2012	DAY OF WEEK Sat	TIME 10:16
PRIMARY CODE SECTION PC 245A1 - Assault with a deadly weapon or instrument other than a firearm					
ADDITIONAL CODE SECTION(S) PC 212.5(C) - ROBBERY; SECOND DEGREE; PC 69 - OBSTRUCT/RESIST EXEC OFFICER					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					

OFFICER'S FOLLOW UP

On December 07, 2012, at about 1030 hours, I was assigned to assist NCPD Detectives in an attempt to locate potential witnesses of a crime that occurred on 12-01-12 at 530 W. 21st Street in National City. Refer to Detective Ybarra's Investigative reports for further.

I was given various cell phone numbers to determine any potential users of the phones. Using various law enforcement databases, I was able to identify some possible users of three cellular phone numbers given [REDACTED] belonging to [REDACTED] belonging to [REDACTED] and [REDACTED] belonging to [REDACTED]

According to law enforcement databases, [REDACTED] was currently in-custody at the [REDACTED] Jail. Detective Walters and I attempted to visit [REDACTED] however the building was under maintenance and we were unable to talk with him.

I called and left a message for [REDACTED] on her listed number. As of this report, [REDACTED] has yet to return my phone call.

At about 1543 hours, I contacted [REDACTED] via the listed number. [REDACTED] is the [REDACTED] [REDACTED] advised me that he was a prior supervisor for Manuel Martinez. [REDACTED] was introduced to Martinez via a "mutual friend." [REDACTED] was not comfortable giving me the friends contact info. [REDACTED] described Martinez as an "excellent" worker, who showed up on-time and never brought him any problems. [REDACTED] did not notice any health issues or psychological problems that he was made aware of by Martinez.

At about 2240 hours, I spoke with [REDACTED] regarding Martinez. [REDACTED] stated that he was "locked up" with Martinez at Donovan State Prison but his contacts were "in passing in the same pod." [REDACTED] stated that Martinez appeared to "keep to himself" versus "making a name for himself." [REDACTED] was not aware of any health or psychological problems that Martinez had or referenced. [REDACTED] was not forthcoming initially but later became cooperative. [REDACTED] considers himself a "sureno" and is known as [REDACTED] with the "Sur Trece Juniors" Criminal Street Gang out of East San Diego.

I had no further involvement with this investigation.

END OF REPORT

REPORTING OFFICER Webb	ID# 438	DIVISION	APPROVED BY Ybarra	ID# 381	DATE AND TIME OF REPORT 12/11/2012 13:37
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INCIDENT NUMBER		SAN DIEGO REGIONAL ADDITIONAL VICTIMS/WITNESSES/OTHERS				PAGE 1 OF 8		CASE NUMBER 1207248		
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950						BEAT 24		DISTRICT DATE 12/01/2012		
VICTIM / WITNESS	W-TYPE W 13		VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION) Di Zinno, Tom						PHONE (Work) (619) 336-4411	
	RESIDENCE ADDRESS, CITY STATE ZIP									
	RACE O	SEX X	DATE OF BIRTH	ID TYPE NC	ID NUMBER 0926	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE No	RELATION TO: VICTIM SUSPECT N	
	STATUS E	EMPLOYER / SCHOOL National City Police Department				OCCUPATION / RANK / GRADE Investigator		DAYS OFF Vary	WORK HOURS Vary	
	BUSINESS ADDRESS, CITY STATE ZIP 1200 NATIONAL CITY BL, NATIONAL CITY, CA 91950							PHONE	VW ASSIST N	
	ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)									
VICTIM / WITNESS	W-TYPE W 12		VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION) Hluz, Ahmed						PHONE (Work)	
	RESIDENCE ADDRESS, CITY STATE ZIP									
	RACE O	SEX M	DATE OF BIRTH	ID TYPE DL	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE No	RELATION TO: VICTIM SUSPECT N	
	STATUS E	EMPLOYER / SCHOOL AMR				OCCUPATION / RANK / GRADE Paramedic		DAYS OFF Vary	WORK HOURS Vary	
	BUSINESS ADDRESS, CITY STATE ZIP							PHONE	VW ASSIST N	
	ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)									
VICTIM / WITNESS	W-TYPE W 12		VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION) Garcia, Benjamin						PHONE (Work) (619) 336-4566	
	RESIDENCE ADDRESS, CITY STATE ZIP 343 E 16TH ST, NATIONAL CITY, CA 91950									
	RACE H	SEX M	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE No	RELATION TO: VICTIM SUSPECT N	
	STATUS E	EMPLOYER / SCHOOL National City Fire Department				OCCUPATION / RANK / GRADE Captain		DAYS OFF Vary	WORK HOURS Vary	
	BUSINESS ADDRESS, CITY STATE ZIP							PHONE	VW ASSIST N	
	ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)									
VICTIM / WITNESS	W-TYPE W 06		VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)						PHONE (Work)	
	RESIDENCE ADDRESS, CITY STATE ZIP									
	RACE Z	SEX M	DATE OF BIRTH	ID TYPE DL	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE	RELATION TO: VICTIM SUSPECT N	
	STATUS E	EMPLOYER / SCHOOL				OCCUPATION / RANK / GRADE		DAYS OFF	WORK HOURS Vary	
	BUSINESS ADDRESS, CITY STATE ZIP							PHONE	VW ASSIST N	
	ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)									
REPORTING OFFICER Dizinno		ID# 926	DIVISION INV		APPROVED BY Smith		ID# 334	DATE AND TIME OF REPORT 03/04/2013 13:18		

CONFIDENTIAL
 THIS RECORD HAS BEEN RECORDED AS BEING
 RELEASED PURSUANT TO CALIFORNIA PENAL
 CODE 111075 THROUGH 111081 SUBSEQUENT
 DISTRIBUTION OF INFORMATION CONTAINED IS
 RESTRICTED BY 111140 THROUGH 111144 CPC
 NATIONAL CITY POLICE DEPARTMENT

INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 2 OF 8	CASE NUMBER 1207248
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT 24	DISTRICT	DATE 12/01/2012	DAY OF WEEK Sat	TIME 10:15 - 10:16
PRIMARY CODE SECTION PC 211 - ROBBERY					
ADDITIONAL CODE SECTION(S) PC 211 - ROBBERY					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					

**INVESTIGATIONS SUPPLEMENTAL
NCPD CASE # 1207248**

ORIGIN:

I was working as a patrol unit and had just finished meeting with Sgt. Young at the corner of Wilson Avenue and Civic Center Drive at 10:15 on Saturday December 1, 2012, when a call came out of a robbery, stabbing, shooting at the Eat & Go Trolley Deli at the E 22nd Street National City Trolley stop. The suspect in the robbery was reported to be fleeing northbound on the trolley tracks. Since I was parked at the trolley tracks and Civic Center Drive I began to drive southbound along Wilson Avenue looking for someone running along the tracks. I didn't see anyone running before pulling into the Trolley station.

When I parked at the deli, I saw Sgt. Young with his gun drawn covering the south door of the deli. Officer Sakamoto drove up as I arrived and ran around the station northbound on the trolley tracks. Sakamoto was by himself so I followed him to cover him as he looked for the suspect. Sakamoto was about 25 yards in front of me on the tracks when I noticed a Hispanic male dressed in a white sleeveless t-shirt and dark pants come out from the shrubs near the "Extra Space" storage center with the entrance at 525 20th Street. I got on the radio and notified everyone the suspect was heading northbound on the tracks toward 18th street. The Hispanic male was moving quickly, moving from the center of the tracks to the west side of the tracks between the fence bordering I-5 North and the southbound track. I lost sight of him as he entered the shrubbery just prior to the overpass bridge above West 18th Street.

In a matter of what seemed to be less than one minute I heard Corporal Klos on the radio saying he had detained the suspect. Officer Sakamoto and I walked back to the Eat & Go Trolley Deli at 530 West 21st Street. I helped Sakamoto by photographing the scene and the victim's injuries with Sakamoto's camera. I also took photos of the damage done to the store and the entrance and exit point for the suspect.

STATEMENTS:

I located one witness outside of the "Extra Space" Storage facility. [REDACTED] was loading a truck at the end of the first storage unit which housed the exit door for the Eat & Go Trolley Deli. [REDACTED] told me the following:

Statement of [REDACTED] (Witness)

[REDACTED] told me he was working helping unload a truck of furniture for storage at the "Extra Space" facility on Saturday Morning December 1st. He was working with two other guys. While the other guys went outside the facility to watch "police traffic" (police cars and a motorcycle come into the area with lights and sirens on) he stayed at the truck. [REDACTED] heard yelling and watched as a guy wearing a white t-shirt, pants, in his 20's, white or Hispanic went "flying" through the complex past him. [REDACTED] turned to look at the police for help and lost sight of the male

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INCIDENT NUMBER		SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE		PAGE 3 OF 8	CASE NUMBER 1207248
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT 24	DISTRICT	DATE 12/01/2012	DAY OF WEEK Sat	TIME 10:15 - 10:16
PRIMARY CODE SECTION PC 211 - ROBBERY					
ADDITIONAL CODE SECTION(S) PC 211 - ROBBERY					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					

running. [REDACTED] did not see the suspect holding any weapons. He told me the suspect said nothing to him just looked at him and ran on by. I asked [REDACTED] would be able to identify the male if he saw him again. [REDACTED] told me "probably not, he was moving way too fast."

Detective Ybarra asked me to locate and facilitate interviews with the NCPD Fire crew and AMR medics who responded to the scene. Working through NCPD dispatch, I was able to locate the AMR unit and NCPD Fire unit who were at the scene. Ahmed Hluz, EMT from AMR came into the National City Police Department with his medic partner at 16:00 on December 1, 2012. I talked with [REDACTED] while Detective Villarias talked with his partner.

Statement of Ahmed Hluz: (Witness)

I interviewed Hluz at 16:10 at the National City Police Department. The interview was video taped. The original tape was impounded at the National City Police Department on impound tag # I0081728. A copy was prepared for Detective Ybarra and the DA.

Hluz told me he was working in an AMR unit 449 when his unit was dispatched to a call of a combative patient in National City at West 18th and Wilson Ave. He told me as the AMR unit approached the area they initially didn't find anyone. Further review located a group on the on-ramp of W 18th Street to Harbor Drive. As he drove up he noticed a [REDACTED] later identified as Manuel Tomas Martinez, fighting with police. His unit moved towards the scene. There was a police unit parked in the middle of the ramp, both uniformed and one undercover or civilian dressed person were on top of a combative person trying to pin down Martinez. Firefighters on scene told him to prepare a gurney, backboard and restraints. Hluz went to the ambulance to gather the equipment. When he returned he noticed Martinez was in jeans with one foot without a shoe or sock and one foot with a sock, both feet were bloody. Hluz could not tell if Martinez was handcuffed or not.

Martinez continued to struggle "squirming and attempting to turn around and get up. Hluz was told to bring the backboard up to the individual. Hluz brought up the board and prepared the restraints. Martinez continued to struggle getting more violent moving every part of his body. At least four people were attempting to carry Martinez to the backboard. [REDACTED] Hluz asked Firefighters why Martinez was fighting so much, they told him Martinez had assaulted and possibly shot someone else and to be careful handling him. Hluz was told by someone, he didn't remember who, that Martinez was under the influence of [REDACTED] Hluz said officers put Martinez on the backboard but he continued to struggle. County protocol required the patient to be face up, but Martinez fought with the police to stay face down. Hluz said his partner asked him if [REDACTED]

[REDACTED] Martinez calmed down enough that paramedics and police were able to apply restraints to keep him on the board. Hluz discussed where to take Martinez. Given the circumstances, Hluz felt best taking Martinez to UCSD Trauma center.

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INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 4 OF 8	CASE NUMBER 1207248
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT 24	DISTRICT	DATE 12/01/2012	DAY OF WEEK Sat	TIME 10:15 - 10:16
PRIMARY CODE SECTION PC 211 - ROBBERY					
ADDITIONAL CODE SECTION(S) PC 211 - ROBBERY					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					

Martinez was placed in the back in the ambulance and his vital signs checked again. [REDACTED]

While the crew continued to work on Martinez, another firefighter drove the ambulance to UCSD. [REDACTED]

[REDACTED] At the hospital, they turned Martinez over to the emergency medical team. They briefed the UCSD team on what had happened.

Martinez had a large amount of blood on and around his face. Hluz and his partner had to clean the ambulance from the blood cleaning up a "spit mask" Martinez had on while he was fighting with police.

I asked Hluz what was his most significant memories of the incident. Hluz told me when he had first checked for vital signs on Martinez his [REDACTED] I asked Hluz if he had been to many combative patient calls. He said he had. I asked him to rate this one on a scale of 1-5 with 1 being a patient who was not moving or comatose and 5 being an extremely agitated combative person. Hluz told me "no doubt this was a five." I asked Hluz if Martinez had said anything at all during the entire incident. Hluz said Martinez said absolutely nothing.

Statement of Benjamin Garcia : (Witness)

Benjamin Garcia is a Captain at the National City Fire Department. On Saturday December 1st he was working overtime as an engineer (Driver of Unit 34B.) I interviewed him on December 1st at 17:10 at the National City Police Department. A copy of the interview was taped. The original tape is impounded at the National City Police Department on impound tag # I0081729. A copy was prepared for Detective Ybarra and the DA.

Garcia's crew was dispatched to a call of an "evaluation for law enforcement" at West 18th Street in National City at North Bound I-5 on-ramp. The unit arrived on the scene. When the engine arrived Garcia observed a "patient," later identified as Manual Tomas Martinez, was on the ground struggling with law enforcement, kicking, moving his hands, and trying to turn over (from his back to his stomach.) Law enforcement was doing it's best to control Martinez so NCFD could evaluate him. They had put cuffs on him. Martinez was scraping his head on the pavement repeatedly. Martinez was straining his back trying to get up. Police were trying to verbally calm him.

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INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 5 OF 8	CASE NUMBER 1207248
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT 24	DISTRICT	DATE 12/01/2012	DAY OF WEEK Sat	TIME 10:15 - 10:16
PRIMARY CODE SECTION PC 211 - ROBBERY					
ADDITIONAL CODE SECTION(S) PC 211 - ROBBERY					
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There were 3 uniformed officers and a male [REDACTED] officer struggling to control Martinez and prevent him from getting up. A female in civilian clothes was standing off to the side. One of the uniformed officers was using his baton as a leverage device to try and keep Martinez down on his back. One pair of handcuffs was already on Martinez, but officers put a second set on. Officers were trying to put on a [REDACTED] because blood was pouring down the Martinez' face from lacerations he had incurred from scraping his own face on the pavement. The patients face was red. Martinez was not saying anything but grunting and groaning [REDACTED]. Everyone pitched in to lift Martinez. Martinez was sweaty, bloody dripping blood from his face. They moved Martinez to the backboard, and the gurney face down. They turned Martinez over successfully putting on soft restraints while Martinez continued to fight. [REDACTED]. Garcia held Martinez' head holding it still in order to prevent Martinez from doing further damage to himself as well as keep Martinez' airway open. Martinez was strapped to the gurney.

Garcia noticed Martinez' [REDACTED]

[REDACTED] Garcia checked his pulse, it was strong.

As Martinez was loaded into the ambulance [REDACTED]

Garcia drove the ambulance to UCSD. During the ride to the hospital, Garcia was told [REDACTED]

I asked Garcia if there was anything significant in this incident he remembered. [REDACTED]

Garcia said he observed the following injuries on Martinez; Garcia told me Martinez had lacerations over his eyes from scraping his face. His feet were bloody, one with a blood stained sock, one a blood stained barefoot.

I asked Garcia if he had been to many incidents like this. He said he did. I asked him to compare this one to others with a scale from 1 to 5, one being a patient who was calm or comatose to 5 a patient extremely combative. Garcia said this was a 5. "If officers had let him go he would have gotten up. The police were struggling quite a bit". Garcia told me, "The cops were getting tossed around. From the moment we arrived to the time we picked him up Martinez, even with the cops on top of him, had actually moved down the ramp towards our unit because of his struggling."

Additional Interviews:

Detective Ybarra asked me to contact the Trolley police who were on the scene for any witness statements. I contacted Sgt Solis of the Trolley police. Solis told me he did not arrive on scene until after the suspect Martinez was taken into custody. At the point he arrived he called Officer Nicholas Goodwin out to stand by and give any assistance to NCPD if they needed it. Neither Goodwin nor Solis were witness to the robbery or apprehension of the suspect.

REPORTING OFFICER Dizinno	ID# 926	DIVISION INV	APPROVED BY Smith	ID# 334	DATE AND TIME OF REPORT 03/04/2013 13:18
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INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 6 OF 8	CASE NUMBER 1207248
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PRIMARY CODE SECTION PC 211 - ROBBERY					
ADDITIONAL CODE SECTION(S) PC 211 - ROBBERY					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					

Video Downloads:

Eat & Go Trolley Deli Video:

At the scene Detective Ybarra asked me to download the videos from the Eat & Go Trolley Deli and the Extra Space rental facility which is attached to the Deli. On December 1st I attempted to contact the owner of the Deli, [REDACTED] was out of the country and in possession with the pass code for the DRV surveillance system. I shut down the system in order to preserve the video. I returned on December 3rd at 10:30 am with the passwords and code to unlock the DVR. I checked the time code and date and compared them with the actual time and date. The video recorder time code was considerably off the actual time. I noted the time difference on the department Digital Video download form along with the data I needed to copy. I was able to download 4 cameras showing the incident starting from Martinez entering the deli to the point where he assaulted the clerk, destroyed the store and fled. During the approximate 7.5 minutes of pertinent video Martinez spent nearly 5 minutes at the counter smoking and carrying on in an agitated state talking with animated movements to no one in particular.

I copied the video onto a thumb drive which I transported and impounded along with the department digital evidence impound form at the National City Police Station on impound tag # I0081089. Prior to impounding the video I made two copies for Detective Ybarra and the DA.

Extra Space Storage Video:

On December 4th, Detective Ybarra and I reviewed the DVR surveillance video set-up at the Extra Storage center at 525 20th Street. We found video surveillance system was working with 32 different cameras. I checked the time code and the date on the camera against the actual date and time. I found the surveillance video was a few minutes off. I noted the time differences on the department digital video download form. I was able to find Martinez fleeing out of the back door of the Eat & Go Trolley Deli through the complex on four different cameras.

I copied the video onto a thumb drive which I transported and impounded along with the department's "Digital Evidence Impound" form at the National City Police Station on impound tag # I0081090. Prior to impounding the video I made two copies for Detective Ybarra and the DA.

Search Warrants:

Detective Ybarra asked me to follow through and obtain a warrant on the phone number [REDACTED] the last known number used by Manuel Martinez. I completed a telephone data base review and discovered the cell phone provider was Sprint and the phone number had not been ported. On December 6th, 2012 I sent a cell phone

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INCIDENT NUMBER		SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE		PAGE 7 OF 8	CASE NUMBER 1207248
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT 24	DISTRICT	DATE 12/01/2012	DAY OF WEEK Sat	TIME 10:15 - 10:16
PRIMARY CODE SECTION PC 211 - ROBBERY					
ADDITIONAL CODE SECTION(S) PC 211 - ROBBERY					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					

preservation request to Sprint to preserve the phone records for this device from November 25th to December 6th, 2012.

On December 19, 2012, Search Warrant # s12-253 was signed by Judge Sontag, San Diego Superior Court, requesting Sprint to provide info on target telephone number [REDACTED]. The warrant was immediately sent to Sprint.

I received the data requested in the Sprint search warrant on January 9th, 2013 including:

- Subscriber Information- the phone subscriber is [REDACTED] Martinez' mother
- Call Details from 11-30-12 to 12-2-12
- Cell Tower Locations for the calls listed above

[REDACTED] told Detective Nagle she had let her son use her phone after his release from jail [REDACTED] said he used the phone sporadically. The phone details validated this statement. On the day of this incident, December 1, 2012 three calls were registered. All three calls were not answered and went to voicemail. The last outgoing call made from the telephone number was made to an unknown phone [REDACTED] at 19:34 ON November 30th, 2012. The call details for the time period requested indicated no particular patten of conversation among the subject phone number and any other number. Telephone numbers coming back to [REDACTED] Martinez' family member, were communicated with the most often with the target number. But, this only amounted to three calls over two days.

EVIDENCE:

I placed the following items into property and evidence at the National City Police Department:

1. Impound Tag I0081089- A thumb drive containing video from the Eat and Go Trolley Deli from the date of 1 December 2012 showing Martinez as he entered the deli, assaulted the clerk, threw items around, stood and talked with himself and fled.
2. Impound Tag I0081090 – A thumb drive containing video from Extra Space Storage adjacent to the Eat and Go Deli showing Martinez fleeing the area
3. Impound Tag I0081728 – A DVD-R of my interview with Ahmad Hluz, AMR Medical on 1 Dec 12
4. Impound Tag I0081729- A DVD of my interview with Benjamin Garcia NCFD on 1 Dec 12
5. Impound Tag I0082721- A CD-R of photos taken at [REDACTED] the residence of [REDACTED] and Martinez
6. Impound Tag I0082833- a CD-R of the Sprint return of Search Warrant S12-253, phone details on target phone # [REDACTED] (A hard copy of the warrant return was made for Detective Ybarra.)

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PRIMARY CODE SECTION PC 211 - ROBBERY					
ADDITIONAL CODE SECTION(S) PC 211 - ROBBERY					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					

End of Report:

REPORTING OFFICER Dizinno	ID# 926	DIVISION INV	APPROVED BY Smith	ID# 334	DATE AND TIME OF REPORT 03/04/2013 13:18
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CONTINUED FROM OFFICER'S REPORT ONLY	BEAT 24	DISTRICT	DATE 12/01/2012 - 12/03/2012	DAY OF WEEK Sat - Mon	TIME 12:10
PRIMARY CODE SECTION PC 212.5A - ROBBERY: FIRST DEGREE					
ADDITIONAL CODE SECTION(S) PC 245A1 - Assault with a deadly weapon or instrument other than a firearm; PC 69 - OBSTRUCT/RESIST EXEC OFFICER					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					

OFFICER'S SUPPLEMENTAL

On 12-1-12 at approximately 1230 hours I went to UCSD hospital in Hillcrest to relieve Officer Stinnett and stand by to obtain a blood sample from Manuel Martinez (SUSPECT). At approximately 1300 hours, a phlebotomist arrived at the hospital and blood samples were obtained at approximately 1315 hours. I also took several photographs of Martinez at the hospital.

At approximately 1640 hours, Detectives Walters and Ybarra arrived at the hospital to obtain additional information regarding Martinez' status from hospital staff. I cleared the hospital at approximately 1700 hours. I transferred the photos onto a CD-R disk and impounded the blood evidence and CD-R into evidence at NCPD.

EVIDENCE:

I0081480 BLOOD SAMPLES
I0081481 PHOTO CD-R

REPORTING OFFICER Barawed	ID# 436	DIVISION	APPROVED BY Etzler	ID# 357	DATE AND TIME OF REPORT 12/03/2012 13:28
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INCIDENT NUMBER		SAN DIEGO REGIONAL ADDITIONAL VICTIMS/WITNESSES/OTHERS				PAGE 1 OF 4		CASE NUMBER 1207248	
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950						BEAT 24		DISTRICT DATE 12/01/2012	

VICTIM / WITNESS	<input type="checkbox"/> W-TYPE		VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)								
	<input checked="" type="checkbox"/> W		16		STINNETT, R						
	RESIDENCE ADDRESS, CITY STATE ZIP								PHONE		
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE	RELATION TO: VICTIM SUSPECT		
				NC	452			No	N		
	STATUS	EMPLOYER / SCHOOL				OCCUPATION / RANK / GRADE		DAYS OFF	WORK HOURS		
	E NCPD				POLICE OFFICER		Vary	Vary			
BUSINESS ADDRESS, CITY STATE ZIP								PHONE		V/W ASSIST	
1200 NATIONAL CITY BL, NATIONAL CITY, CA 91950										N	
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)											

VICTIM / WITNESS	<input type="checkbox"/> W-TYPE		VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)								
	<input type="checkbox"/>										
	RESIDENCE ADDRESS, CITY STATE ZIP								PHONE		
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE	RELATION TO: VICTIM SUSPECT		
	STATUS	EMPLOYER / SCHOOL				OCCUPATION / RANK / GRADE		DAYS OFF	WORK HOURS		
BUSINESS ADDRESS, CITY STATE ZIP								PHONE		V/W ASSIST	
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)											

VICTIM / WITNESS	<input type="checkbox"/> W-TYPE		VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)								
	<input type="checkbox"/>										
	RESIDENCE ADDRESS, CITY STATE ZIP								PHONE		
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE	RELATION TO: VICTIM SUSPECT		
	STATUS	EMPLOYER / SCHOOL				OCCUPATION / RANK / GRADE		DAYS OFF	WORK HOURS		
BUSINESS ADDRESS, CITY STATE ZIP								PHONE		V/W ASSIST	
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)											

VICTIM / WITNESS	<input type="checkbox"/> W-TYPE		VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)								
	<input type="checkbox"/>										
	RESIDENCE ADDRESS, CITY STATE ZIP								PHONE		
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE	RELATION TO: VICTIM SUSPECT		
	STATUS	EMPLOYER / SCHOOL				OCCUPATION / RANK / GRADE		DAYS OFF	WORK HOURS		
BUSINESS ADDRESS, CITY STATE ZIP								PHONE		V/W ASSIST	
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)											

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REPORTING OFFICER Stinnett	ID# 452	DIVISION	APPROVED BY Ybarra	ID# 381	DATE AND TIME OF REPORT 12/01/2012 14:10
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INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 2 OF 4	CASE NUMBER 1207248
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT 24	DISTRICT	DATE 12/01/2012	DAY OF WEEK Sat	TIME 10:16
PRIMARY CODE SECTION PC 245A1 - Assault with a deadly weapon or instrument other than a firearm					
ADDITIONAL CODE SECTION(S) PC 212.5(C) - ROBBERY: SECOND DEGREE; PC 69 - OBSTRUCT/RESIST EXEC OFFICER					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					

OFFICER'S SUPPLEMENTAL

On 12-1-12 at approximately 1016 hours, I responded to the 24th Street Trolley, to investigate a report of a possible robbery in progress where the suspect (later identified as Manuel Martinez) had either a knife or a gun. While en route to the call, Sergeant Young advised he was on scene and he had the suspect at gunpoint. Sergeant Young advised the suspect was alone and barricaded inside of the store.

I arrived a short time later in the east alley of 2000 Wilson Avenue, trying to block off a potential escape route. As I was pulling in, I heard someone advise over the police radio he saw Martinez running northbound on the trolley tracks. I hurried back to my car and drove out and northbound onto Wilson Avenue. I turned westbound onto West 18th Street behind Corporal Klos, and then we turned north onto the I-5 onramp.

Parked along the east curblane of the onramp were a green car and a white pickup truck. Almost immediately as I turned onto the onramp, I saw a subject (Martinez) in a white tee shirt running down through some shrubbery between the trolley tracks and the onramp. Martinez ran directly towards the white truck and, without stopping leapt headfirst into the bed of the truck. Martinez' momentum carried his feet almost directly atop his head, and it looked as if Martinez was doing a cartwheel.

Corporal Klos and I parked and exited our cars and approached the truck with weapons drawn. I had my gun in my right hand as I approached the truck. Martinez remained in the truck bed as we got closer. Upon arriving at the truck, Corporal Klos maintained aiming his weapon at Martinez, who had his hands partially above his head, and I decided to try and detain him.

I climbed into the back of the truck and placed my left knee into Martinez' upper back to help immobilize him. I then grabbed a hold of Martinez' right hand and placed it into a pair of my handcuffs. I told Martinez to give me his other hand and he refused. I again instructed Martinez to place his other hand behind his back, and he again refused, and began trying to pull his right hand from me.

Corporal Klos jabbed Martinez in the left shoulder with his [REDACTED] instructing him to put his hand behind his back, and Martinez continued to resist, instead pulling his left arm tighter up against his body in defiance. Refer to Corporal Klos' Supplemental Report for more information on his involvement. Martinez tried to reach his left hand towards his waistband and I believed he was reaching for a weapon. As Martinez had increased his resistance and began to kick even after being struck by Corporal Klos' baton, I decided to try and get Martinez to comply with additional pain compliance.

I then took hold of my handcuffs with my left hand and struck Martinez in the head with my right hand, which had not effect. Martinez again refused to comply and continued to try and kick and pull away. I hit Martinez in the head a second time with my right hand, with similar results. Martinez' fingers were constantly fidgeting in a way consistent with my training and experience to be related to drug use, and I feared he was not responding normally to pain due to the presence of drugs in his system.

REPORTING OFFICER Stinnett	ID# 452	DIVISION	APPROVED BY Ybarra	ID# 381	DATE AND TIME OF REPORT 12/01/2012 14:10
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INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 3 OF 4	CASE NUMBER 1207248
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT 24	DISTRICT	DATE 12/01/2012	DAY OF WEEK Sat	TIME 10:16
PRIMARY CODE SECTION PC 245A1 - Assault with a deadly weapon or instrument other than a firearm					
ADDITIONAL CODE SECTION(S) PC 212.5(C) - ROBBERY; SECOND DEGREE; PC 69 - OBSTRUCT/RESIST EXEC OFFICER					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					

At this time, Sergeant Meeks was on scene and he issued a [REDACTED] to Martinez' back with his [REDACTED]. Martinez yelled out in pain and put his left hand behind his back. I placed his hand into the handcuffs and began a pat down search of Martinez for possible weapons with negative results. I removed a wallet from Martinez' right rear pants pocket and noticed an identification card inside.

I exited the truck bed and lowered the tail gate. Martinez was advised he was going to be removed from the truck and asked to calm down. Corporal Klos and I slid Martinez back towards the street feet first (Martinez was already lying with his feet nearest the tail gate) and assisted him in standing up. Martinez at first slumped to the ground, not wanting to support any of his own weight and I instructed him to stand up. Martinez stood and was walked to the front right quarter panel of Corporal Klos' car for a more thorough search.

I searched the right side of Martinez and Corporal Klos searched the left. Neither side located a weapon of any kind. Corporal Klos removed Martinez' left shoe and found nothing inside. Martinez began to resist again when Corporal Klos removed his shoe. I next removed Martinez' right shoe to check his foot and he tried to kick at me. Corporal Klos and I took Martinez to the ground again to control him.

Once on the ground Martinez kicked at me and I ordered him to stop resisting. Martinez kicked at me again, and I kicked him in the right thigh with my right foot in order to stop his kicking. I then knelt on Martinez' legs in an attempt to control him. Corporal Klos was trying to maintain control of Martinez' head and arms. Martinez was extremely physically resistant, twisting his body and kicking his legs. I drew my [REDACTED] and removed [REDACTED]. I placed the [REDACTED] up against Martinez' lower back and issued a [REDACTED]. Martinez again yelled out as a reaction to the [REDACTED] being deployed, and temporarily calmed down. I holstered my [REDACTED] and continued to sit upon Martinez' legs. Martinez was yelling, 'You don't know who I am. I'm ghost. Fuck you.'

Martinez was repeatedly ordered to stop resisting and refused to comply. Detective Shephard arrived on scene to assist and took over at my location on Martinez' legs. I went and got a [REDACTED] from my car to restrain Martinez' legs. Detective Shephard took the [REDACTED] and I again took control of Martinez' legs. The [REDACTED] was applied, but Martinez continued to kick at and resist officers.

Paramedics arrived on scene and gave officers a spit mask, which was applied to Martinez. I next lifted Martinez on the stretched along with my partners. I continued to control his legs as the medical personnel strapped him to the gurney. [REDACTED]

Martinez was placed into the ambulance and I entered the ambulance to ride to the hospital along with Martinez in the event he awoke and began to fight again. Inside the ambulance, the paramedics and NCFD [REDACTED]. NCFD Engine 34B was on scene, and AMR 494 (paramedics John Prieto and Ahmed Hluz).

I rode in the ambulance without incident, [REDACTED]. Once at the UCSD medical center, Martinez was wheeled into the emergency room. Martinez was treated briefly before being transported up to the trauma unit.

REPORTING OFFICER Stinnett	ID# 452	DIVISION	APPROVED BY Ybarra	ID# 381	DATE AND TIME OF REPORT 12/01/2012 14:10
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COPY - 12/04/2012

INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 4 OF 4	CASE NUMBER 1207248
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT 24	DISTRICT	DATE 12/01/2012	DAY OF WEEK Sat	TIME 10:16
PRIMARY CODE SECTION PC 245A1 - Assault with a deadly weapon or instrument other than a firearm					
ADDITIONAL CODE SECTION(S) PC 212.5(C) - ROBBERY: SECOND DEGREE; PC 69 - OBSTRUCT/RESIST EXEC OFFICER					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					

While the medical staff was working on Martinez, I overheard them speaking about [REDACTED]

While at the hospital, the Trauma Attending On Call was [REDACTED] who oversaw Resident Physician [REDACTED] and Resident Nurses [REDACTED] and [REDACTED]. I was relieved at my post at the hospital by Officer Barawed.

I returned to NCPD where I was later photographed for evidentiary purposes. I also turned in my [REDACTED] to have its [REDACTED]. I also conducted a walking search of the trolley tracks from the scene of the crime, to the area of the arrest in an attempt to locate a weapon with negative results.

As a result of my involvement in arresting Martinez, I sustained an injury to my right hand. My right hand was tender and there was some swelling. I notified Sergeant Meeks about my injury. Sergeant Meeks filled out some necessary paperwork on my injury. The following day, on 12-2-12, I went to Paradise Valley Hospital to have the injury to my right hand checked out. My hand was x-rayed and there was no fracture found.

There was no further information at the time of this report. This report was completed on 12-1-12 at approximately 1626 hours. Refer to Officer Sakamoto's Crime Report for more information.

REPORTING OFFICER Stinnett	ID# 452	DIVISION	APPROVED BY Ybarra	ID# 381	DATE AND TIME OF REPORT 12/01/2012 14:10
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INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 1 OF 1	CASE NUMBER 1207248
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT 24	DISTRICT	DATE 12/01/2012	DAY OF WEEK Sat	TIME 10:16
PRIMARY CODE SECTION PC 245A1 - Assault with a deadly weapon or instrument other than a firearm					
ADDITIONAL CODE SECTION(S) PC 212.5(C) - ROBBERY: SECOND DEGREE; PC 69 - OBSTRUCT/RESIST EXEC OFFICER					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					

Officer's Supplemental Report

On 12-01-12, at approximately 1115 hours, I responded to the area of W. 18th Street under Interstate 5 to assist fellow officers with an ongoing investigation involving a robbery that had occurred at the Eat & Go Trolley Deli, 530 W. 21st Street. When I arrived, Sergeant Meeks asked if I would attempt to locate two possible witnesses to the incident. Sergeant Meeks requested that I respond to [REDACTED] and attempt to locate [REDACTED] and a female named [REDACTED]. Sergeant Meeks also requested that I attempt to locate [REDACTED] white pickup truck. Apparently, the suspect in the case had jumped into the bed of the truck while fleeing from police.

At approximately 1128 hours, I made contact at [REDACTED]. I was greeted at the front door by [REDACTED]. [REDACTED] told me that her husband was [REDACTED] but that he was not currently at home. [REDACTED] did not appear to know the person named [REDACTED]. After being at the house for a few minutes, [REDACTED] pulled up in front of his residence in a red pickup truck with one of his co-workers. I made contact with [REDACTED] requested that we not talk at his residence in front of his wife because [REDACTED] was his girlfriend. [REDACTED] suggested that we talk at his shop, [REDACTED] located [REDACTED]. [REDACTED] also told me that the white pickup truck he had been driving at the time of the incident was also at the shop. I followed [REDACTED] over to the shop. Since [REDACTED] was primarily a Spanish speaker, Sergeant Cordero responded to the scene to assist.

When we arrived at the shop, [REDACTED] directed me to a white [REDACTED] pickup truck (CA [REDACTED]) that was parked at the business. When I looked in the bed of the pickup, I saw what appeared to be blood on the floor. Officer Dougherty, who came with Sergeant Cordero, completed the impound paperwork on the truck and later had it towed to NCPD as evidence.

While speaking with [REDACTED] Sergeant Cordero was able to get [REDACTED] full name [REDACTED] and her phone number. Sergeant Cordero called [REDACTED] and requested that she respond to NCPD. [REDACTED] agreed to come down to NCPD and provide a voluntary statement. I transported [REDACTED] to NCPD. I left [REDACTED] with Investigator DiZinno in the Investigations Division.

I then made contact with [REDACTED] in the lobby of the police department. I explained to [REDACTED] that detectives would like to take a statement from her in regards to the incident. [REDACTED] said to me, "That guy was on drugs" and went on to say that she was scared for the safety of her children.

End of Report

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REPORTING OFFICER Aydelotte	ID# 484	DIVISION	APPROVED BY Ybarra	ID# 381	DATE AND TIME OF REPORT 12/01/2012 18:08
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INCIDENT NUMBER		SAN DIEGO REGIONAL ADDITIONAL VICTIMS/WITNESSES/OTHERS				PAGE 2 OF 4		CASE NUMBER 1207248	
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950						BEAT 24	DISTRICT	DATE 12/01/2012 - 12/06/2012	

VICTIM / WITNESS	<input type="checkbox"/>	<input type="checkbox"/>	W-TYPE	VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)					
	W	16		LOBATO, B					
	RESIDENCE ADDRESS, CITY STATE ZIP								PHONE (Other) ()
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE No	RELATION TO: VICTIM SUSPECT N
	STATUS E	EMPLOYER/SCHOOL SAN DIEGO COUNTY DISTRICT ATTORNEY'S OFFICE				OCCUPATION / RANK / GRADE INVST		DAYS OFF Vary	WORK HOURS Vary
	BUSINESS ADDRESS, CITY STATE ZIP 330 W BROADWAY, SAN DIEGO, CA 92101								PHONE V/W ASSIST N
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)									

VICTIM / WITNESS	<input type="checkbox"/>	<input type="checkbox"/>	W-TYPE	VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)					
	W	12		LUCUS, J - DR					
	RESIDENCE ADDRESS, CITY STATE ZIP								PHONE (Work) (858) 694-2895
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE No	RELATION TO: VICTIM SUSPECT N
	STATUS E	EMPLOYER/SCHOOL SD CO MEDICAL EXAMINER'S OFFICE				OCCUPATION / RANK / GRADE FORENSIC PATHOLOGIST		DAYS OFF Vary	WORK HOURS Vary
	BUSINESS ADDRESS, CITY STATE ZIP 5570 OVERLAND Ave, #101, SAN DIEGO, CA 92123								PHONE V/W ASSIST N
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)									

VICTIM / WITNESS	<input type="checkbox"/>	<input type="checkbox"/>	W-TYPE	VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)					
	W	06		HANNUM, STEPHEN					
	RESIDENCE ADDRESS, CITY STATE ZIP								PHONE (Work) (858) 694-2895
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE No	RELATION TO: VICTIM SUSPECT N
	STATUS E	EMPLOYER/SCHOOL SD CO. MEDICAL EXAMINER'S OFFICE				OCCUPATION / RANK / GRADE FORENSIC AUTOPSY SPECIALIST		DAYS OFF Vary	WORK HOURS Vary
	BUSINESS ADDRESS, CITY STATE ZIP 5570 OVERLAND Ave, #101, SAN DIEGO, CA 92123								PHONE V/W ASSIST N
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)									

VICTIM / WITNESS	<input type="checkbox"/>	<input type="checkbox"/>	W-TYPE	VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)					
	W								
	RESIDENCE ADDRESS, CITY STATE ZIP								PHONE
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE	RELATION TO: VICTIM SUSPECT
	STATUS	EMPLOYER / SCHOOL				OCCUPATION / RANK / GRADE		DAYS OFF	WORK HOURS
	BUSINESS ADDRESS, CITY STATE ZIP								PHONE V/W ASSIST
ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)									

REPORTING OFFICER Walters	ID# 398	DIVISION INV	APPROVED BY Leach	ID# 310	DATE AND TIME OF REPORT 12/08/2012 09:18
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INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 3 OF 4	CASE NUMBER 1207248
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT 24	DISTRICT	DATE 12/01/2012 - 12/06/2012	DAY OF WEEK Sat - Thu	TIME 10:16 - 13:30
PRIMARY CODE SECTION PC 245A1 - Assault with a deadly weapon or instrument other than a firearm					
ADDITIONAL CODE SECTION(S) PC 69 - OBSTRUCT/RESIST EXEC OFFICER; PC 212.5(C) - ROBBERY; SECOND DEGREE					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					

DETECTIVE SUPPLEMENTAL REPORT:

Autopsy Report -

On 12/06/12, I attended the autopsy of Manuel Martinez, which was performed by Dr. J. Lucas, assisted by Forensic Autopsy Specialist S. Hannum. Sergeant G. Seward, Detective A. Ybarra, and Crime Scene Specialist L. Kirkendall were also present.

The decedent was presented nude on a metal gurney. The decedent was lying face up with two bands (blue and yellow) attached to his right ankle. The plastic bands listed the San Diego County Corner Case Number 12-02601 and Martinez' name. The autopsy began at 0932 hours.

The decedent passed away at UCSD Hospital on 12/05/12 at 0317 hours. The decedent had medical devices attached to his nose, mouth, neck, both arms, and both hips. Refer to photos and medical records for additional details.

The decedent had numerous tattoos, some of which included -

- Chest - "Sweetthing" on right side along with a side profile of a woman, possibly the word "Sammy" on left chest
- Back of neck - "OTNC"
- Stomach - "OTNC"
- Left arm - "Myra"
- Left hand and finger - 3 dots on web of left hand, "Myra" on left ring finger
- Left leg - (2) women face along with "NC"
- Left shoulder - (2) women
- Right shoulder - picture of an 8-ball, dragon climbing a wall

(For complete details refer to the photos taken by CSS Kirkendall)

The decedent had two scars -

- Right wrist
- Right forearm

(For complete details refer to the photos taken by CSS Kirkendall)

The decedent had the following visible injuries -

- Head - Abrasion over left temple
- Face - a small laceration near his right eye (This injury stitched up by hospital staff), abrasion above right eyebrow, abrasion on right cheek, abrasion under chin
- Shoulders - Abrasion on both shoulders
- Arms / wrist - abrasion to both arms, abrasion to both wrist, abrasion to both elbows
- Legs / knees/ feet - left big toe nail was removed, right big toe nail was removed, toe nail on right foot (long toe) was almost completely removed, both feet had abrasion, skin near left big toe was pulled away, both knees had abrasions
- Stomach / rib area - small amount of bruising on each side

(For complete details refer to Dr. Lucas' findings once his report is complete)

REPORTING OFFICER Walters	ID# 398	DIVISION INV	APPROVED BY Leach	ID# 310	DATE AND TIME OF REPORT 12/08/2012 09:18
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INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 4 OF 4	CASE NUMBER 1207248
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT 24	DISTRICT	DATE 12/01/2012 - 12/06/2012	DAY OF WEEK Sat - Thu	TIME 10:16 - 13:30
PRIMARY CODE SECTION PC 245A1 - Assault with a deadly weapon or instrument other than a firearm					
ADDITIONAL CODE SECTION(S) PC 69 - OBSTRUCT/RESIST EXEC OFFICER: PC 212.5(C) - ROBBERY: SECOND DEGREE					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					

Dr. Lucas said the injuries listed above were relatively minor and consistent with a struggle. Dr. Lucas was unable to provide a cause of death at the conclusion of the autopsy. Dr. Lucas said he should have additional details regarding the descendant's death in four to six weeks when the toxicology reports return from the lab.

The autopsy ended approximately at 1330 hours. Refer to CSS Kirkendall's report for additional information, including details regarding evidence collection.

Additional reports from persons attending the autopsy -

Dr. Lucas
CSS Kirkendall

End of report
Detective W. Walters #398
NCPD Investigations Division




REPORTING OFFICER Walters	ID# 398	DIVISION INV	APPROVED BY Leach	ID# 310	DATE AND TIME OF REPORT 12/08/2012 09:18
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NATIONAL CITY POLICE DEPARTMENT
ADDITIONAL PROPERTY / EVIDENCE FORM

PAGE: 1 OF 2	CASE NUMBER: 1207248	BIN #
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RELATIONSHIP CODES: V = VICTIM O = OWNER F = FINDER S = SUSPECT W = WITNESS

PERSON IMPOUNDING / ID # L. Kirkendall 4756		DIVISION Investigations		CRIME TYPE: 245 PC		CRIME DATE: 12/1/12	
INFORMATION SECTION							
ITEM #	ITEM DESCRIPTION: (2) Mouth swabs from Manuel Martinez DOB [REDACTED]					NCPD  10081219	
Autopsy							
QUANTITY 2	NARCOTICS NET WEIGHT:		NARCOTICS GROSS WEIGHT:				
TYPE	CALIBER	MAKE	BARREL LENGTH	MODEL	MODEL#		
COLOR	CASE TYPE (MUST CHECK ONE) <input checked="" type="checkbox"/> EVID-F <input type="checkbox"/> EVID-M <input type="checkbox"/> SFKNG <input type="checkbox"/> DEST <input type="checkbox"/> FND <input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> NON-CRIMINAL <input type="checkbox"/> T/C						
SERIAL NUMBER		MUST RUN SERIAL # THROUGH C.L.E.T.S (ATTACH COPY OF TELETYPE WITH EVIDENCE) *MUST FILL OUT A FIREARM TRANSACTION LOG FORM*					
NAME (LAST, FIRST, MIDDLE)				LAB SERVICE REQUEST: <input type="checkbox"/> YES <input type="checkbox"/> NO SPECIFY:			
INFORMATION SECTION							
ITEM #	ITEM DESCRIPTION: Blood vial from Manuel Martinez DOB [REDACTED]					NCPD  10081220	
Autopsy							
QUANTITY 1	NARCOTICS NET WEIGHT:		NARCOTICS GROSS WEIGHT:				
TYPE	CALIBER	MAKE	BARREL LENGTH	MODEL	MODEL#		
COLOR	CASE TYPE (MUST CHECK ONE) <input checked="" type="checkbox"/> EVID-F <input type="checkbox"/> EVID-M <input type="checkbox"/> SFKNG <input type="checkbox"/> DEST <input type="checkbox"/> FND <input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> NON-CRIMINAL <input type="checkbox"/> T/C						
SERIAL NUMBER		MUST RUN SERIAL # THROUGH C.L.E.T.S (ATTACH COPY OF TELETYPE WITH EVIDENCE) *MUST FILL OUT A FIREARM TRANSACTION LOG FORM*					
NAME (LAST, FIRST, MIDDLE)				LAB SERVICE REQUEST: <input type="checkbox"/> YES <input type="checkbox"/> NO SPECIFY:			
INFORMATION SECTION							
ITEM #	ITEM DESCRIPTION: Fingerprints from Manuel Martinez DOB [REDACTED]					NCPD  10081221	
Autopsy							
QUANTITY 1	NARCOTICS NET WEIGHT:		NARCOTICS GROSS WEIGHT:				
TYPE	CALIBER	MAKE	BARREL LENGTH	MODEL	MODEL#		
COLOR	CASE TYPE (MUST CHECK ONE) <input checked="" type="checkbox"/> EVID-F <input type="checkbox"/> EVID-M <input type="checkbox"/> SFKNG <input type="checkbox"/> DEST <input type="checkbox"/> FND <input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> NON-CRIMINAL <input type="checkbox"/> T/C						
SERIAL NUMBER		MUST RUN SERIAL # THROUGH C.L.E.T.S (ATTACH COPY OF TELETYPE WITH EVIDENCE) *MUST FILL OUT A FIREARM TRANSACTION LOG FORM*					
NAME (LAST, FIRST, MIDDLE)				LAB SERVICE REQUEST: <input type="checkbox"/> YES <input type="checkbox"/> NO SPECIFY:			


NATIONAL CITY POLICE DEPARTMENT
ADDITIONAL PROPERTY / EVIDENCE FORM

PAGE: 2 OF 2	CASE NUMBER: 1207248	BIN #
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RELATIONSHIP CODES: V = VICTIM O = OWNER F = FINDER S = SUSPECT W = WITNESS

PERSON IMPOUNDING / ID # L. Kirkendall 4756	DIVISION Investigations	CRIME TYPE: 245 PC	CRIME DATE: 12/1/12
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INFORMATION SECTION

ITEM #	ITEM DESCRIPTION: (1) CD-R containing (225) digital images of Manuel Martinez [REDACTED] <i>DVD-R</i>					NCPD  10081222	
Autopsy							
QUANTITY 1	NARCOTICS NET WEIGHT:		NARCOTICS GROSS WEIGHT:				
TYPE	CALIBER	MAKE	BARREL LENGTH	MODEL	MODEL#		
COLOR	CASE TYPE (MUST CHECK ONE) <input checked="" type="checkbox"/> EVID-F <input type="checkbox"/> EVID-M <input type="checkbox"/> SFKNG <input type="checkbox"/> DEST <input type="checkbox"/> FND <input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> NON-CRIMINAL <input type="checkbox"/> T/C						
SERIAL NUMBER		MUST RUN SERIAL # THROUGH C.L.E.T.S (ATTACH COPY OF TELETYPE WITH EVIDENCE) *MUST FILL OUT A FIREARM TRANSACTION LOG FORM*					
NAME (LAST, FIRST, MIDDLE)			LAB SERVICE REQUEST: <input type="checkbox"/> YES <input type="checkbox"/> NO SPECIFY:				

INFORMATION SECTION

ITEM #	ITEM DESCRIPTION:					BAR CODE LABEL	
QUANTITY	NARCOTICS NET WEIGHT:		NARCOTICS GROSS WEIGHT:				
TYPE	CALIBER	MAKE	BARREL LENGTH	MODEL	MODEL#		
COLOR	CASE TYPE (MUST CHECK ONE) <input type="checkbox"/> EVID-F <input type="checkbox"/> EVID-M <input type="checkbox"/> SFKNG <input type="checkbox"/> DEST <input type="checkbox"/> FND <input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> NON-CRIMINAL <input type="checkbox"/> T/C						
SERIAL NUMBER		MUST RUN SERIAL # THROUGH C.L.E.T.S (ATTACH COPY OF TELETYPE WITH EVIDENCE) *MUST FILL OUT A FIREARM TRANSACTION LOG FORM*					
NAME (LAST, FIRST, MIDDLE)			LAB SERVICE REQUEST: <input type="checkbox"/> YES <input type="checkbox"/> NO SPECIFY:				

INFORMATION SECTION

ITEM #	ITEM DESCRIPTION:					BAR CODE LABEL	
QUANTITY	NARCOTICS NET WEIGHT:		NARCOTICS GROSS WEIGHT:				
TYPE	CALIBER	MAKE	BARREL LENGTH	MODEL	MODEL#		
COLOR	CASE TYPE (MUST CHECK ONE) <input type="checkbox"/> EVID-F <input type="checkbox"/> EVID-M <input type="checkbox"/> SFKNG <input type="checkbox"/> DEST <input type="checkbox"/> FND <input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> NON-CRIMINAL <input type="checkbox"/> T/C						
SERIAL NUMBER		MUST RUN SERIAL # THROUGH C.L.E.T.S (ATTACH COPY OF TELETYPE WITH EVIDENCE) *MUST FILL OUT A FIREARM TRANSACTION LOG FORM*					
NAME (LAST, FIRST, MIDDLE)			LAB SERVICE REQUEST: <input type="checkbox"/> YES <input type="checkbox"/> NO SPECIFY:				


NATIONAL CITY POLICE DEPARTMENT
ADDITIONAL PROPERTY / EVIDENCE FORM

PAGE: 1 OF 1	CASE NUMBER: 1207248	BIN #
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RELATIONSHIP CODES: V = VICTIM O = OWNER F = FINDER S = SUSPECT W = WITNESS

PERSON IMPOUNDING / ID # L. Kirkendall 4756	DIVISION Investigations	CRIME TYPE: 245 PC	CRIME DATE: 12/1/12
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INFORMATION SECTION

ITEM #	ITEM DESCRIPTION: (1) CD-R containing (147) digital images of 530 W. 21 St.					VCPD  10080564
QUANTITY 1	NARCOTICS NET WEIGHT:		NARCOTICS GROSS WEIGHT:			
TYPE	CALIBER	MAKE	BARREL LENGTH	MODEL	MODEL#	
COLOR	CASE TYPE (MUST CHECK ONE) <input checked="" type="checkbox"/> EVID-F <input type="checkbox"/> EVID-M <input type="checkbox"/> SFKNG <input type="checkbox"/> DEST <input type="checkbox"/> FND <input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> NON-CRIMINAL <input type="checkbox"/> T/C					
SERIAL NUMBER		MUST RUN SERIAL # THROUGH C.L.E.T.S (ATTACH COPY OF TELETYPE WITH EVIDENCE) *MUST FILL OUT A FIREARM TRANSACTION LOG FORM*				
NAME (LAST, FIRST, MIDDLE)				LAB SERVICE REQUEST: <input type="checkbox"/> YES <input type="checkbox"/> NO SPECIFY:		

INFORMATION SECTION

ITEM #	ITEM DESCRIPTION:					BAR CODE LABEL
QUANTITY	NARCOTICS NET WEIGHT:		NARCOTICS GROSS WEIGHT:			
TYPE	CALIBER	MAKE	BARREL LENGTH	MODEL	MODEL#	
COLOR	CASE TYPE (MUST CHECK ONE) <input type="checkbox"/> EVID-F <input type="checkbox"/> EVID-M <input type="checkbox"/> SFKNG <input type="checkbox"/> DEST <input type="checkbox"/> FND <input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> NON-CRIMINAL <input type="checkbox"/> T/C					
SERIAL NUMBER		MUST RUN SERIAL # THROUGH C.L.E.T.S (ATTACH COPY OF TELETYPE WITH EVIDENCE) *MUST FILL OUT A FIREARM TRANSACTION LOG FORM*				
NAME (LAST, FIRST, MIDDLE)				LAB SERVICE REQUEST: <input type="checkbox"/> YES <input type="checkbox"/> NO SPECIFY:		

INFORMATION SECTION

ITEM #	ITEM DESCRIPTION:					BAR CODE LABEL
QUANTITY	NARCOTICS NET WEIGHT:		NARCOTICS GROSS WEIGHT:			
TYPE	CALIBER	MAKE	BARREL LENGTH	MODEL	MODEL#	
COLOR	CASE TYPE (MUST CHECK ONE) <input type="checkbox"/> EVID-F <input type="checkbox"/> EVID-M <input type="checkbox"/> SFKNG <input type="checkbox"/> DEST <input type="checkbox"/> FND <input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> NON-CRIMINAL <input type="checkbox"/> T/C					
SERIAL NUMBER		MUST RUN SERIAL # THROUGH C.L.E.T.S (ATTACH COPY OF TELETYPE WITH EVIDENCE) *MUST FILL OUT A FIREARM TRANSACTION LOG FORM*				
NAME (LAST, FIRST, MIDDLE)				LAB SERVICE REQUEST: <input type="checkbox"/> YES <input type="checkbox"/> NO SPECIFY:		

NATIONAL CITY POLICE DEPARTMENT
PROPERTY / EVIDENCE FORM

PAGE: 1 OF 5	CASE NUMBER: 1207248	BIN #
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RELATIONSHIP CODES: V = VICTIM O = OWNER F = FINDER S = SUSPECT W = WITNESS

DATE: 12/1/12	CRIME TYPE: 245 PC	ASSOCIATED CASE NUMBER(S):			
CRIME DATE: 12/1/12	INCIDENT LOCATION: 530 W. 22 nd St				
REPORTING OFFICER:	ID #	DIVISION:	ASSIGNED DETECTIVE: Ybarra	ID # 381	
PERSON SUBMITTING: L. Kirkendall	ID # 4756				


PEOPLE AFFILIATED WITH THE LISTED PROPERTY

V	NAME (LAST, FIRST, MIDDLE):	RACE:	SEX:	DOB:
MAILING ADDRESS (CITY, STATE, ZIP):				HOME PHONE: ()
BUSINESS ADDRESS (CITY, STATE, ZIP):				BUSINESS PHONE: ()
	NAME (LAST, FIRST, MIDDLE):	RACE:	SEX:	DOB:
MAILING ADDRESS (CITY, STATE, ZIP):				HOME PHONE: ()
BUSINESS ADDRESS (CITY, STATE, ZIP):				BUSINESS PHONE: ()

INFORMATION SECTION

ITEM #	ITEM DESCRIPTION: Mouth swab from [REDACTED] DOB [REDACTED]					NCPD  10081483
QUANTITY 1	NARCOTICS NET WEIGHT:		NARCOTICS GROSS WEIGHT:			
TYPE	CALIBER	MAKE	BARREL LENGTH	MODEL	MODEL#	
COLOR	CASE TYPE (MUST CHECK ONE) <input checked="" type="checkbox"/> EVID-F <input type="checkbox"/> EVID-M <input type="checkbox"/> SFKNG <input type="checkbox"/> DEST <input type="checkbox"/> FND <input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> NON-CRIMINAL <input type="checkbox"/> T/C					
SERIAL NUMBER		MUST RUN SERIAL NUMBER THROUGH C.L.E.T.S (ATTACH COPY OF TELETYPE) *MUST FILL OUT A FIREARM TRANSACTION LOG FORM*				
NAME (LAST, FIRST, MIDDLE)			LAB SERVICE REQUEST: <input type="checkbox"/> YES <input type="checkbox"/> NO SPECIFY:			

INFORMATION SECTION




ITEM #	ITEM DESCRIPTION: Monster energy drink can					NCPD  10081484
530 W. 22 nd St.						
QUANTITY 1	NARCOTICS NET WEIGHT:		NARCOTICS GROSS WEIGHT:			
TYPE	CALIBER	MAKE	BARREL LENGTH	MODEL	MODEL#	
COLOR	CASE TYPE (MUST CHECK ONE) <input checked="" type="checkbox"/> EVID-F <input type="checkbox"/> EVID-M <input type="checkbox"/> SFKNG <input type="checkbox"/> DEST <input type="checkbox"/> FND <input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> NON-CRIMINAL <input type="checkbox"/> T/C					
SERIAL NUMBER		MUST RUN SERIAL NUMBER THROUGH C.L.E.T.S (ATTACH COPY OF TELETYPE) *MUST FILL OUT A FIREARM TRANSACTION LOG FORM*				
NAME (LAST, FIRST, MIDDLE)			LAB SERVICE REQUEST: <input type="checkbox"/> YES <input type="checkbox"/> NO SPECIFY:			

EVID 1A

NATIONAL CITY POLICE DEPARTMENT
ADDITIONAL PROPERTY / EVIDENCE FORM

PAGE: 2 OF 5	CASE NUMBER: 1207248	BIN #
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RELATIONSHIP CODES: V = VICTIM O = OWNER F = FINDER S = SUSPECT W = WITNESS

PERSON IMPOUNDING / ID # L. Kirkendall 4756		DIVISION Investigations		CRIME TYPE: 245 PC		CRIME DATE: 12/1/12	
INFORMATION SECTION							
ITEM #	ITEM DESCRIPTION: Open Camel cigarette pack and blue lighter 530 W. 22 nd St. counter					NCPD  I0081485	
QUANTITY 2	NARCOTICS NET WEIGHT:		NARCOTICS GROSS WEIGHT:				
TYPE	CALIBER	MAKE	BARREL LENGTH	MODEL	MODEL#		
COLOR	CASE TYPE (MUST CHECK ONE) <input checked="" type="checkbox"/> EVID-F <input type="checkbox"/> EVID-M <input type="checkbox"/> SFKNG <input type="checkbox"/> DEST <input type="checkbox"/> FND <input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> NON-CRIMINAL <input type="checkbox"/> T/C						
SERIAL NUMBER		MUST RUN SERIAL # THROUGH C.L.E.T.S (ATTACH COPY OF TELETYPE WITH EVIDENCE) *MUST FILL OUT A FIREARM TRANSACTION LOG FORM*					
NAME (LAST, FIRST, MIDDLE)			LAB SERVICE REQUEST: <input type="checkbox"/> YES <input type="checkbox"/> NO SPECIFY:				
INFORMATION SECTION							
ITEM #	ITEM DESCRIPTION: Latent print cards from laptop					NCPD  I0081486	
QUANTITY 3	NARCOTICS NET WEIGHT:		NARCOTICS GROSS WEIGHT:				
TYPE	CALIBER	MAKE	BARREL LENGTH	MODEL	MODEL#		
COLOR	CASE TYPE (MUST CHECK ONE) <input checked="" type="checkbox"/> EVID-F <input type="checkbox"/> EVID-M <input type="checkbox"/> SFKNG <input type="checkbox"/> DEST <input type="checkbox"/> FND <input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> NON-CRIMINAL <input type="checkbox"/> T/C						
SERIAL NUMBER		MUST RUN SERIAL # THROUGH C.L.E.T.S (ATTACH COPY OF TELETYPE WITH EVIDENCE) *MUST FILL OUT A FIREARM TRANSACTION LOG FORM*					
NAME (LAST, FIRST, MIDDLE)			LAB SERVICE REQUEST: <input type="checkbox"/> YES <input type="checkbox"/> NO SPECIFY:				
INFORMATION SECTION							
ITEM #	ITEM DESCRIPTION: Swab from laptop					NCPD  I0081487	
QUANTITY 1	NARCOTICS NET WEIGHT:		NARCOTICS GROSS WEIGHT:				
TYPE	CALIBER	MAKE	BARREL LENGTH	MODEL	MODEL#		
COLOR	CASE TYPE (MUST CHECK ONE) <input checked="" type="checkbox"/> EVID-F <input type="checkbox"/> EVID-M <input type="checkbox"/> SFKNG <input type="checkbox"/> DEST <input type="checkbox"/> FND <input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> NON-CRIMINAL <input type="checkbox"/> T/C						
SERIAL NUMBER		MUST RUN SERIAL # THROUGH C.L.E.T.S (ATTACH COPY OF TELETYPE WITH EVIDENCE) *MUST FILL OUT A FIREARM TRANSACTION LOG FORM*					
NAME (LAST, FIRST, MIDDLE)			LAB SERVICE REQUEST: <input type="checkbox"/> YES <input type="checkbox"/> NO SPECIFY:				


NATIONAL CITY POLICE DEPARTMENT
ADDITIONAL PROPERTY / EVIDENCE FORM

PAGE: 3 OF 5	CASE NUMBER: 1207248	BIN #
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RELATIONSHIP CODES: V = VICTIM O = OWNER F = FINDER S = SUSPECT W = WITNESS

PERSON IMPOUNDING / ID # L. Kirkendall 4756	DIVISION Investigations	CRIME TYPE: 245 PC	CRIME DATE: 12/1/12
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INFORMATION SECTION

ITEM #	ITEM DESCRIPTION: Swab of red stain from 18 th St. on ramp to I-5 North					NCPD  10081488	
QUANTITY 1	NARCOTICS NET WEIGHT:		NARCOTICS GROSS WEIGHT:				
TYPE	CALIBER	MAKE	BARREL LENGTH	MODEL	MODEL#		
COLOR	CASE TYPE (MUST CHECK ONE) <input checked="" type="checkbox"/> EVID-F <input type="checkbox"/> EVID-M <input type="checkbox"/> SFKNG <input type="checkbox"/> DEST <input type="checkbox"/> FND <input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> NON-CRIMINAL <input type="checkbox"/> T/C						
SERIAL NUMBER		MUST RUN SERIAL # THROUGH C.L.E.T.S (ATTACH COPY OF TELETYPE WITH EVIDENCE) *MUST FILL OUT A FIREARM TRANSACTION LOG FORM*					
NAME (LAST, FIRST, MIDDLE)			LAB SERVICE REQUEST: <input type="checkbox"/> YES <input type="checkbox"/> NO SPECIFY:				

INFORMATION SECTION

ITEM #	ITEM DESCRIPTION: Swab of biological fluid from 18 th St. on ramp to I-5 North					NCPD  10081489	
QUANTITY 1	NARCOTICS NET WEIGHT:		NARCOTICS GROSS WEIGHT:				
TYPE	CALIBER	MAKE	BARREL LENGTH	MODEL	MODEL#		
COLOR	CASE TYPE (MUST CHECK ONE) <input checked="" type="checkbox"/> EVID-F <input type="checkbox"/> EVID-M <input type="checkbox"/> SFKNG <input type="checkbox"/> DEST <input type="checkbox"/> FND <input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> NON-CRIMINAL <input type="checkbox"/> T/C						
SERIAL NUMBER		MUST RUN SERIAL # THROUGH C.L.E.T.S (ATTACH COPY OF TELETYPE WITH EVIDENCE) *MUST FILL OUT A FIREARM TRANSACTION LOG FORM*					
NAME (LAST, FIRST, MIDDLE)			LAB SERVICE REQUEST: <input type="checkbox"/> YES <input type="checkbox"/> NO SPECIFY:				




INFORMATION SECTION

ITEM #	ITEM DESCRIPTION: Swab of red stain from hood of patrol car #123					NCPD  10081490	
QUANTITY 1	NARCOTICS NET WEIGHT:		NARCOTICS GROSS WEIGHT:				
TYPE	CALIBER	MAKE	BARREL LENGTH	MODEL	MODEL#		
COLOR	CASE TYPE (MUST CHECK ONE) <input checked="" type="checkbox"/> EVID-F <input type="checkbox"/> EVID-M <input type="checkbox"/> SFKNG <input type="checkbox"/> DEST <input type="checkbox"/> FND <input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> NON-CRIMINAL <input type="checkbox"/> T/C						
SERIAL NUMBER		MUST RUN SERIAL # THROUGH C.L.E.T.S (ATTACH COPY OF TELETYPE WITH EVIDENCE) *MUST FILL OUT A FIREARM TRANSACTION LOG FORM*					
NAME (LAST, FIRST, MIDDLE)			LAB SERVICE REQUEST: <input type="checkbox"/> YES <input type="checkbox"/> NO SPECIFY:				

NATIONAL CITY POLICE DEPARTMENT
ADDITIONAL PROPERTY / EVIDENCE FORM

PAGE: 4 of 5	CASE NUMBER: 1207248	BIN #
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RELATIONSHIP CODES: V = VICTIM O = OWNER F = FINDER S = SUSPECT W = WITNESS




PERSON IMPOUNDING / ID # L. Kirkendall 4756		DIVISION Investigations		CRIME TYPE: 245 PC		CRIME DATE: 12/1/12	
INFORMATION SECTION							
ITEM #	ITEM DESCRIPTION: <i>truck</i> Swab of red stain from trunk bed					NCPD	
2010	CA					 10081491	
QUANTITY 1	NARCOTICS NET WEIGHT:		NARCOTICS GROSS WEIGHT:				
TYPE	CALIBER	MAKE	BARREL LENGTH	MODEL	MODEL#		
COLOR	CASE TYPE (MUST CHECK ONE) <input checked="" type="checkbox"/> EVID-F <input type="checkbox"/> EVID-M <input type="checkbox"/> SFKNG <input type="checkbox"/> DEST <input type="checkbox"/> FND <input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> NON-CRIMINAL <input type="checkbox"/> T/C						
SERIAL NUMBER		MUST RUN SERIAL # THROUGH C.L.E.T.S (ATTACH COPY OF TELETYPE WITH EVIDENCE) *MUST FILL OUT A FIREARM TRANSACTION LOG FORM*					
NAME (LAST, FIRST, MIDDLE)			LAB SERVICE REQUEST: <input type="checkbox"/> YES <input type="checkbox"/> NO SPECIFY:				
INFORMATION SECTION							
ITEM #	ITEM DESCRIPTION: CD-R containing (53) digital images of Trolley Deli					NCPD	
						 10081492	
QUANTITY 1	NARCOTICS NET WEIGHT:		NARCOTICS GROSS WEIGHT:				
TYPE	CALIBER	MAKE	BARREL LENGTH	MODEL	MODEL#		
COLOR	CASE TYPE (MUST CHECK ONE) <input checked="" type="checkbox"/> EVID-F <input type="checkbox"/> EVID-M <input type="checkbox"/> SFKNG <input type="checkbox"/> DEST <input type="checkbox"/> FND <input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> NON-CRIMINAL <input type="checkbox"/> T/C						
SERIAL NUMBER		MUST RUN SERIAL # THROUGH C.L.E.T.S (ATTACH COPY OF TELETYPE WITH EVIDENCE) *MUST FILL OUT A FIREARM TRANSACTION LOG FORM*					
NAME (LAST, FIRST, MIDDLE)			LAB SERVICE REQUEST: <input type="checkbox"/> YES <input type="checkbox"/> NO SPECIFY:				
INFORMATION SECTION							
ITEM #	ITEM DESCRIPTION: CD-R containing (28) digital images of 18 th St. on ramp to I-5 North					NCPD	
						 10081493	
QUANTITY 1	NARCOTICS NET WEIGHT:		NARCOTICS GROSS WEIGHT:				
TYPE	CALIBER	MAKE	BARREL LENGTH	MODEL	MODEL#		
COLOR	CASE TYPE (MUST CHECK ONE) <input checked="" type="checkbox"/> EVID-F <input type="checkbox"/> EVID-M <input type="checkbox"/> SFKNG <input type="checkbox"/> DEST <input type="checkbox"/> FND <input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> NON-CRIMINAL <input type="checkbox"/> T/C						
SERIAL NUMBER		MUST RUN SERIAL # THROUGH C.L.E.T.S (ATTACH COPY OF TELETYPE WITH EVIDENCE) *MUST FILL OUT A FIREARM TRANSACTION LOG FORM*					
NAME (LAST, FIRST, MIDDLE)			LAB SERVICE REQUEST: <input type="checkbox"/> YES <input type="checkbox"/> NO SPECIFY:				

EVID ID

NATIONAL CITY POLICE DEPARTMENT
ADDITIONAL PROPERTY / EVIDENCE FORM

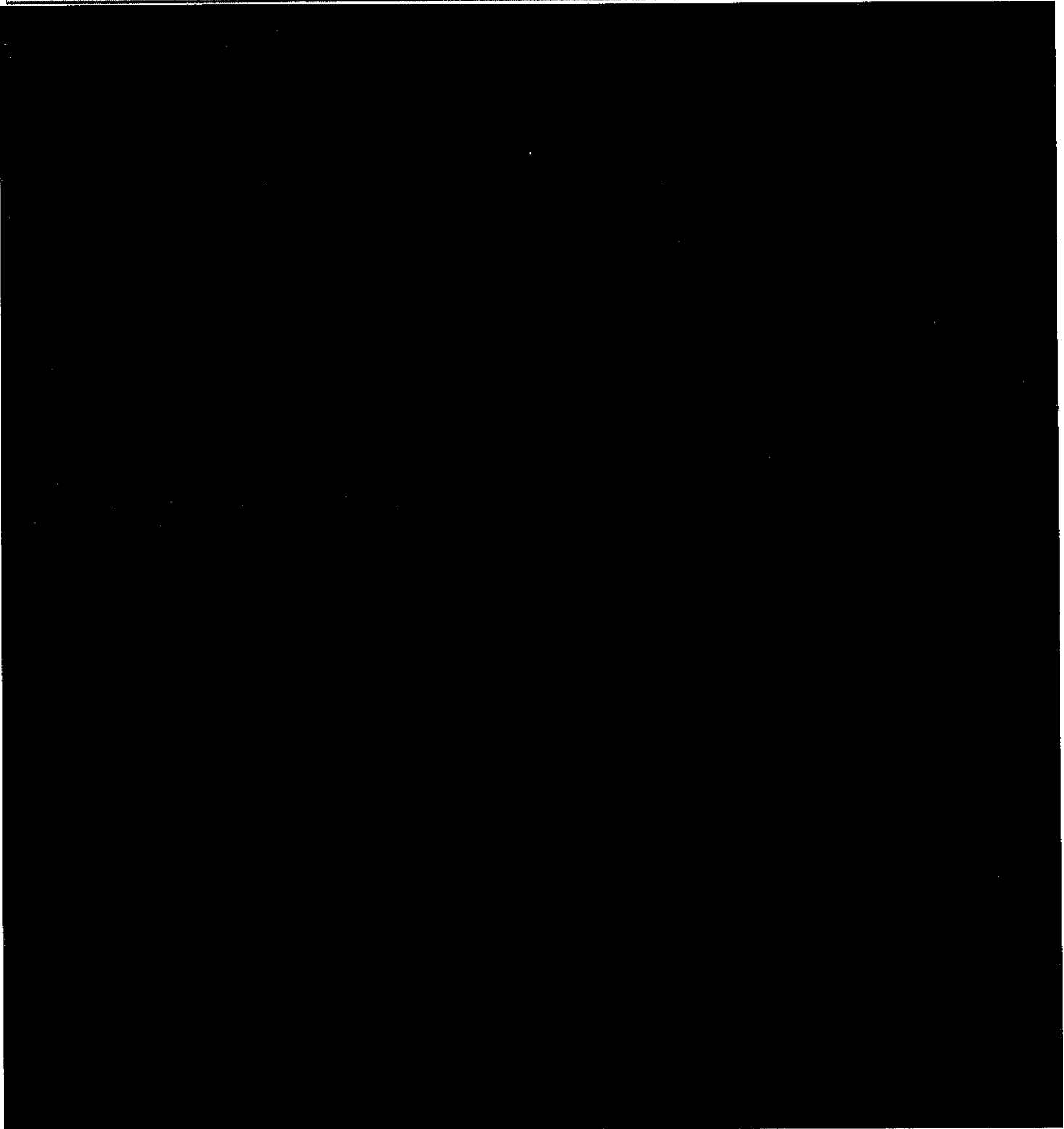
PAGE: 5 OF 5	CASE NUMBER: 1207248	BIN #
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RELATIONSHIP CODES: V = VICTIM O = OWNER F = FINDER S = SUSPECT W = WITNESS

PERSON IMPOUNDING / ID # L. Kirkendall 4756		DIVISION Investigations		CRIME TYPE: 245 PC		CRIME DATE: 12/1/12	
INFORMATION SECTION							
ITEM #	ITEM DESCRIPTION: CD-R containing (39) digital images of [REDACTED]					NCPD  10081494	
QUANTITY 1	NARCOTICS NET WEIGHT:		NARCOTICS GROSS WEIGHT:				
TYPE	CALIBER	MAKE	BARREL LENGTH	MODEL	MODEL#		
COLOR	CASE TYPE (MUST CHECK ONE)						
	<input checked="" type="checkbox"/> EVID-F <input type="checkbox"/> EVID-M <input type="checkbox"/> SFKNG <input type="checkbox"/> DEST <input type="checkbox"/> FND <input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> NON-CRIMINAL <input type="checkbox"/> T/C						
SERIAL NUMBER		MUST RUN SERIAL # THROUGH C.L.E.T.S (ATTACH COPY OF TELETYPE WITH EVIDENCE) *MUST FILL OUT A FIREARM TRANSACTION LOG FORM*					
NAME (LAST, FIRST, MIDDLE)			LAB SERVICE REQUEST: <input type="checkbox"/> YES <input type="checkbox"/> NO SPECIFY:				
INFORMATION SECTION							
ITEM #	ITEM DESCRIPTION: CD-R containing (28) digital images of NCPD Officers					NCPD  10081495	
QUANTITY 1	NARCOTICS NET WEIGHT:		NARCOTICS GROSS WEIGHT:				
TYPE	CALIBER	MAKE	BARREL LENGTH	MODEL	MODEL#		
COLOR	CASE TYPE (MUST CHECK ONE)						
	<input checked="" type="checkbox"/> EVID-F <input type="checkbox"/> EVID-M <input type="checkbox"/> SFKNG <input type="checkbox"/> DEST <input type="checkbox"/> FND <input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> NON-CRIMINAL <input type="checkbox"/> T/C						
SERIAL NUMBER		MUST RUN SERIAL # THROUGH C.L.E.T.S (ATTACH COPY OF TELETYPE WITH EVIDENCE) *MUST FILL OUT A FIREARM TRANSACTION LOG FORM*					
NAME (LAST, FIRST, MIDDLE)			LAB SERVICE REQUEST: <input type="checkbox"/> YES <input type="checkbox"/> NO SPECIFY:				
INFORMATION SECTION							
ITEM #	ITEM DESCRIPTION: CD-R containing (40) digital images of [REDACTED] CA/ [REDACTED]					NCPD  10081496	
QUANTITY 1	NARCOTICS NET WEIGHT:		NARCOTICS GROSS WEIGHT:				
TYPE	CALIBER	MAKE	BARREL LENGTH	MODEL	MODEL#		
COLOR	CASE TYPE (MUST CHECK ONE)						
	<input checked="" type="checkbox"/> EVID-F <input type="checkbox"/> EVID-M <input type="checkbox"/> SFKNG <input type="checkbox"/> DEST <input type="checkbox"/> FND <input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> NON-CRIMINAL <input type="checkbox"/> T/C						
SERIAL NUMBER		MUST RUN SERIAL # THROUGH C.L.E.T.S (ATTACH COPY OF TELETYPE WITH EVIDENCE) *MUST FILL OUT A FIREARM TRANSACTION LOG FORM*					
NAME (LAST, FIRST, MIDDLE)			LAB SERVICE REQUEST: <input type="checkbox"/> YES <input type="checkbox"/> NO SPECIFY:				

INCIDENT NUMBER		SAN DIEGO REGIONAL ADDITIONAL VICTIMS/WITNESSES/OTHERS		PAGE 1 OF 8		CASE NUMBER 1207248	
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950				BEAT 24		DISTRICT DATE 12/1/2012	
[REDACTED]							
REPORTING OFFICER Dizinno		ID# 926	DIVISION INV		APPROVED BY Smith		ID# 334
						DATE AND TIME OF REPORT 03/04/2013 13:18	

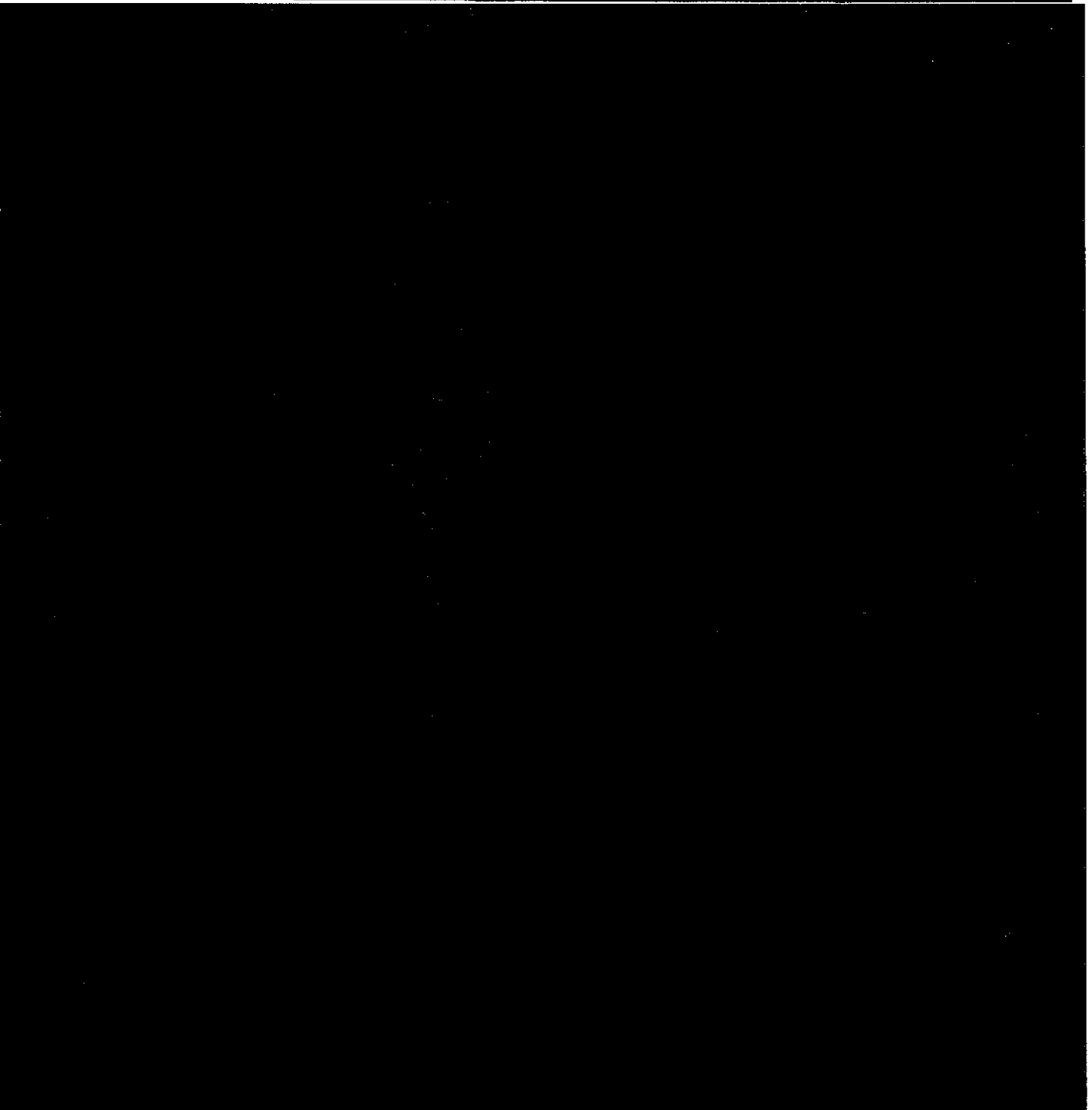
INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 2 OF 8	CASE NUMBER 1207248
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT 24	DISTRICT	DATE 12/1/2012	DAY OF WEEK Sat	TIME 10:15 - 10:16
PRIMARY CODE SECTION PC 211 - ROBBERY					
ADDITIONAL CODE SECTION(S) PC 211 - ROBBERY					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					



REPORTING OFFICER Dizinno	ID# 926	DIVISION INV	APPROVED BY Smith	ID# 334	DATE AND TIME OF REPORT 03/04/2013 13:18
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ORIGINAL - 03/06/2013

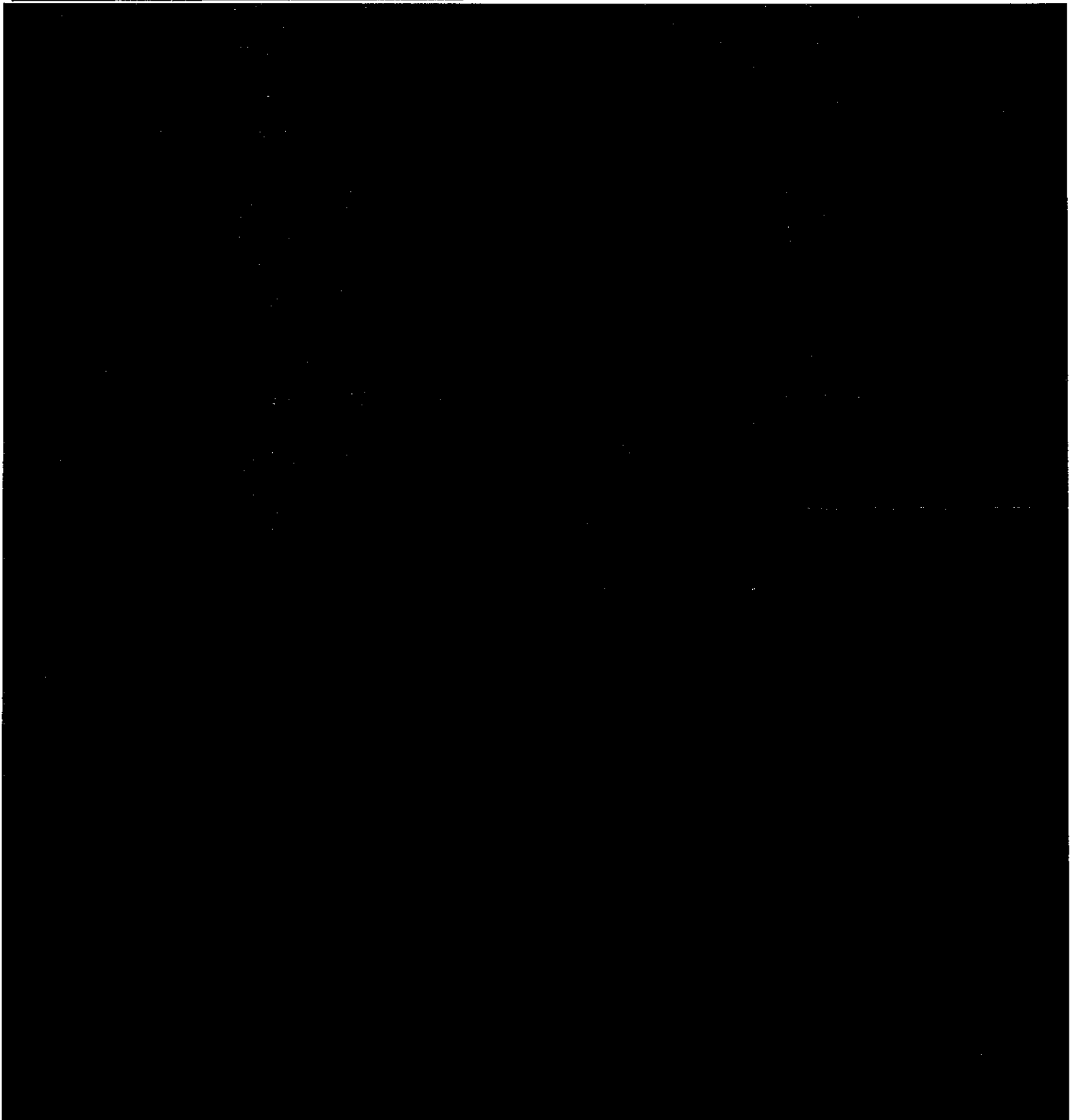
INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 3 OF 8	CASE NUMBER 1207248
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT 24	DISTRICT	DATE 12/1/2012	DAY OF WEEK Sat	TIME 10:15 - 10:16
PRIMARY CODE SECTION PC 211 - ROBBERY					
ADDITIONAL CODE SECTION(S) PC 211 - ROBBERY					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					



REPORTING OFFICER Dizinno	ID# 926	DIVISION INV	APPROVED BY Smith	ID# 334	DATE AND TIME OF REPORT 03/04/2013 13:18
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ORIGINAL - 03/06/2013

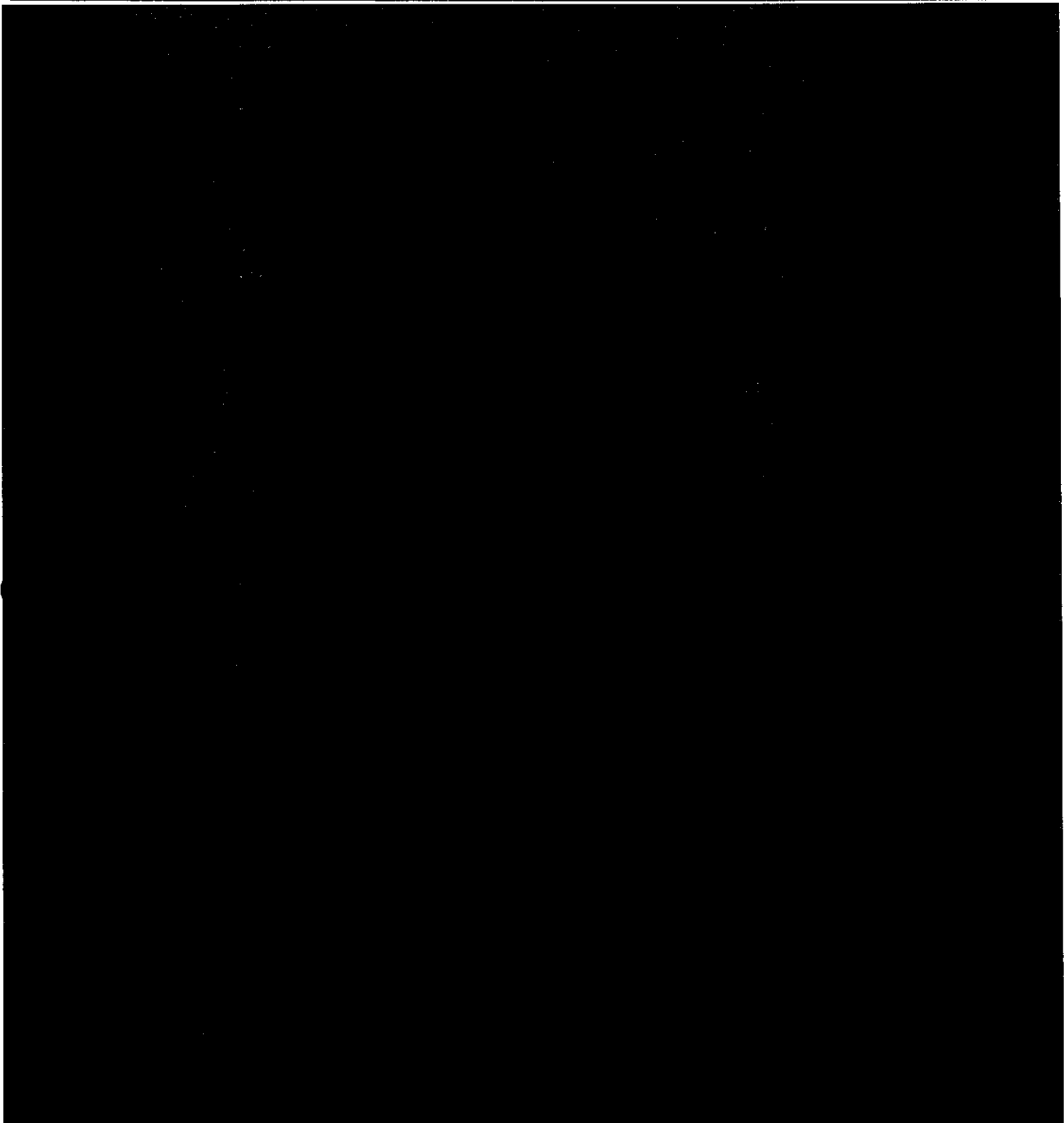
INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 4 OF 8	CASE NUMBER 1207248
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT 24	DISTRICT	DATE 12/1/2012	DAY OF WEEK Sat	TIME 10:15 - 10:16
PRIMARY CODE SECTION PC 211 - ROBBERY					
ADDITIONAL CODE SECTION(S) PC 211 - ROBBERY					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					



REPORTING OFFICER Dizinno	ID# 926	DIVISION INV	APPROVED BY Smith	ID# 334	DATE AND TIME OF REPORT 03/04/2013 13:18
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ORIGINAL - 03/06/2013

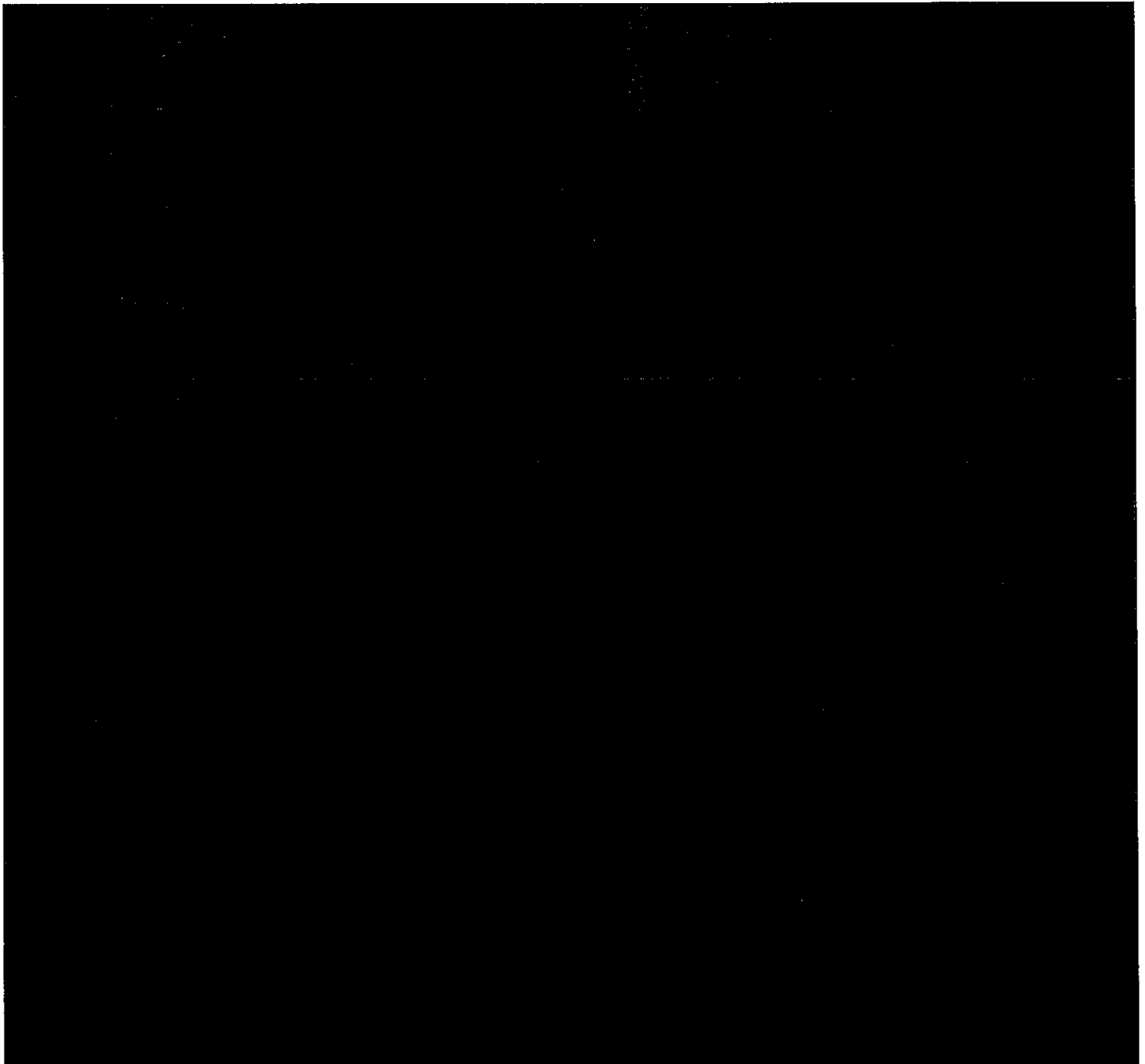
INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 5 OF 8	CASE NUMBER 1207248
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT 24	DISTRICT	DATE 12/1/2012	DAY OF WEEK Sat	TIME 10:15 - 10:16
PRIMARY CODE SECTION PC 211 - ROBBERY					
ADDITIONAL CODE SECTION(S) PC 211 - ROBBERY					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					



REPORTING OFFICER Dizinno	ID# 926	DIVISION INV	APPROVED BY Smith	ID# 334	DATE AND TIME OF REPORT 03/04/2013 13:18
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ORIGINAL - 03/06/2013

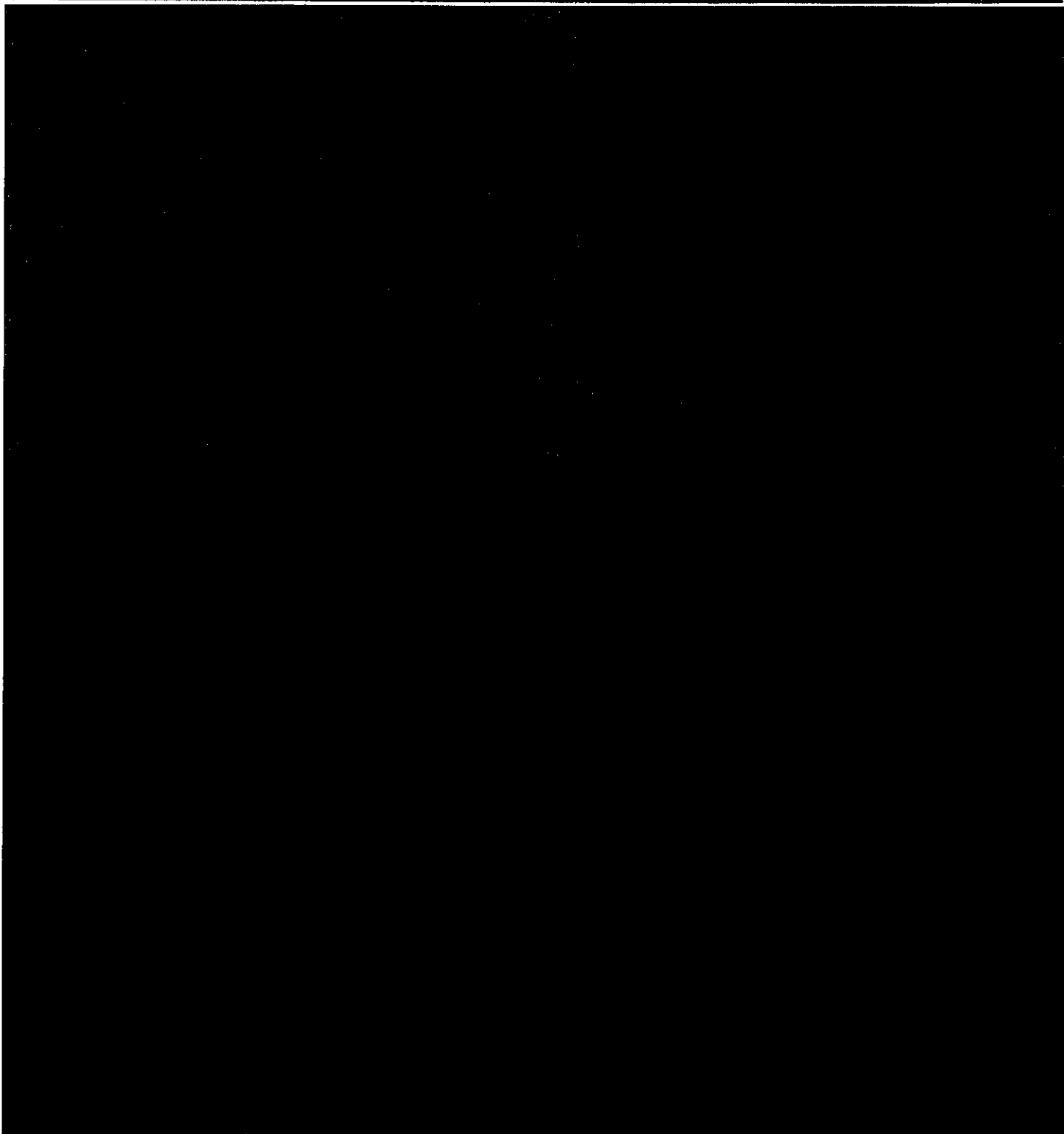
INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 6 OF 8	CASE NUMBER 1207248
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT 24	DISTRICT	DATE 12/1/2012	DAY OF WEEK Sat	TIME 10:15 - 10:16
PRIMARY CODE SECTION PC 211 - ROBBERY					
ADDITIONAL CODE SECTION(S) PC 211 - ROBBERY					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					



REPORTING OFFICER Dizinno	ID# 926	DIVISION INV	APPROVED BY Smith	ID# 334	DATE AND TIME OF REPORT 03/04/2013 13:18
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ORIGINAL - 03/06/2013

INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 7 OF 8	CASE NUMBER 1207248
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT 24	DISTRICT	DATE 12/1/2012	DAY OF WEEK Sat	TIME 10:15 - 10:16
PRIMARY CODE SECTION PC 211 - ROBBERY					
ADDITIONAL CODE SECTION(S) PC 211 - ROBBERY					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					



REPORTING OFFICER Dizinno	ID# 926	DIVISION INV	APPROVED BY Smith	ID# 334	DATE AND TIME OF REPORT 03/04/2013 13:18
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ORIGINAL - 03/06/2013

INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 8 OF 8	CASE NUMBER 1207248
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT 24	DISTRICT	DATE 12/1/2012	DAY OF WEEK Sat	TIME 10:15 - 10:16
PRIMARY CODE SECTION PC 211 - ROBBERY					
ADDITIONAL CODE SECTION(S) PC 211 - ROBBERY					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					

End of Report:

REPORTING OFFICER Dizinno	ID# 926	DIVISION INV	APPROVED BY Smith	ID# 334	DATE AND TIME OF REPORT 03/04/2013 13:18
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ORIGINAL - 03/06/2013

BIO-TOX**Bio-Tox I LABORATORIES**

95

PATIENT NAME

SEX

DATE OF BIRTH

MARTINEZ, MANUEL

BTL NUMBER

REQUESTING AGENCY

REQUESTED BY

AGENCY NUMBER

2-39984-8

7500

12-09799

SPECIMEN

DATE COLLECTED

TIME TAKEN

DATE RECEIVED

DATE REPORTED

BLOOD

12/26/12

01/17/13

BLOOD WAS SCREENED BY IMMUNOASSAY (IA). [REDACTED] WERE CONFIRMED BY
LC/MS/MS AT THE FOLLOWING SCREENING/CONFIRMATION CUTOFFS:

[REDACTED]

TEST

RESULTS

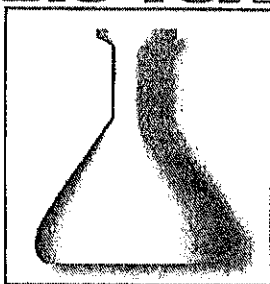
AMPHETAMINES

METHAMPHETAMINE, LC/MS/MS

AMPHETAMINE, LC/MS/MS

*ANALYSIS BY: KRISTEN STEWARD

**ANALYSIS BY: OLA BAWARDI

BIO-TOX

Bio-Tox LABORATORIES

Laboratory Director
Dale R. Somers, C.L.S.Toxicologist
Maureen Black, C.T.S.Toxicologist
Ola Bawardi, M.S.Toxicologist
Erin Crabtree, M.S.SAN DIEGO COUNTY SHERIFF CRIME LAB
5255 MT. ETNA DRIVE
SAN DIEGO, CA 9211712-09799
MARTINEZ, MANUEL

PATIENT NAME		SEX	DATE OF BIRTH
MARTINEZ, MANUEL			

BTL NUMBER	REQUESTING AGENCY	REQUESTED BY	AGENCY NUMBER
2-39984-9	7500		12-09799

SPECIMEN	DATE COLLECTED	TIME TAKEN	DATE RECEIVED	DATE REPORTED
BLOOD			12/26/12	01/17/13

TEST**RESULTS**

BENZODIAZEPINES

████████

GHB, LC/MS/MS

████████

KETAMINE, LC/MS/MS

████████

CARISOPRODOL (SOMA), LC/MS/MS

████████

MEPROBAMATE, LC/MS/MS

████████

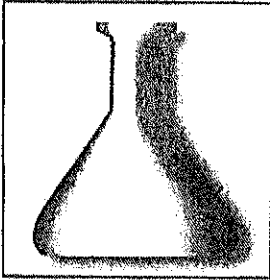
ZOLPIDEM, LC/MS/MS

████████

*ANALYSIS BY: KRISTEN STEWARD

**ANALYSIS BY: ERIN CRABTREE

***ANALYSIS BY: OLA BAWARDI

BIO-TOX

Bio-Tox LABORATORIES



Laboratory Director
Dale R. Somers, C.L.S.

Toxicologist
Maureen Black, C.T.S.

Toxicologist
Ola Bawardi, M.S.

Toxicologist
Erin Crabtree, M.S.

SAN DIEGO COUNTY SHERIFF CRIME LAB
5255 MT. ETNA DRIVE
SAN DIEGO, CA 92117

12-09799
MARTINEZ, MANUEL

PATIENT NAME	SEX	DATE OF BIRTH
MARTINEZ, MANUEL		

BTL NUMBER	REQUESTING AGENCY	REQUESTED BY	AGENCY NUMBER
2-39984-0	7500		12-09799

SPECIMEN	DATE COLLECTED	TIME TAKEN	DATE RECEIVED	DATE REPORTED
BLOOD			12/26/12	01/17/13

BENZODIAZEPINES CONFIRMATION PANEL

SAMPLE ANALYZED FOR THE FOLLOWING DRUGS BY LC/MS/MS:
ALPRAZOLAM AND METABOLITE, CHLORDIAZEPOXIDE AND METABOLITE, CLONAZEPAM
AND METABOLITE, DIAZEPAM AND METABOLITES, ESTAZOLAM, FLUNITRAZEPAM AND
METABOLITE, FLURAZEPAM AND METABOLITE, LORAZEPAM, MIDAZOLAM, OXAZEPAM,
TEMAZEPAM, AND TRIAZOLAM AND METABOLITE.

TEST

RESULTS

MIDAZOLAM

██████████

LORAZEPAM

██████████

ANALYSIS BY: OLA BAWARDI

STATE OF CALIFORNIA
DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
VEHICLE REPORT
CHP 180 (Rev. 12-06) OPI 062

NOTE: CHP 180 IS FURNISHED TO ALL PEACE OFFICERS BY THE CALIFORNIA HIGHWAY PATROL

REPORTING DEPARTMENT NCPD	LOCATION CODE 3709	DATE / TIME OF REPORT 12-1-12 1158	NOTICE OF STORED VEHICLE DELIVERED PERSONALLY <input type="checkbox"/>	FILE NO. 1207248
LOCATION TOWED / STOLEN FROM [REDACTED]		ODOMETER READING	VIN CLEAR IN SVS? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO LIC. CLEAR IN SVS? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	DATE / TIME DISPATCH NOTIFIED 12-1-12 1158
YEAR 10	MAKE [REDACTED]	MODEL [REDACTED]	BODY TYPE P/U	COLOR WHITE
VEHICLE IDENTIFICATION NO. [REDACTED]		ENGINE NO.	LICENSE NO. [REDACTED]	MONTH / YEAR 04/13
REGISTERED OWNER [REDACTED]		LEGAL OWNER [REDACTED]		

☐ STORED ☒ IMPOUNDED ☐ RELEASED ☐ RECOVERED - VEHICLE / COMPONENT

TOWING / STORAGE CONCERN (NAME, ADDRESS, PHONE)

MOYNAHAN TOW 3200 NATIONAL CITY BLVD

STORAGE AUTHORITY / REASON

22655.5 CVC

TOWED TO / STORED AT

NCPD

AIRBAG?

☒ YES ☐ NO ☐ 1 ☒ 2

DRIVEABLE?

☒ YES ☐ NO ☐ JUNK ☐ UNK

VIN SWITCHED?

☐ YES ☒ NO

CONDITION	YES	NO	ITEMS	YES	NO	ITEMS	YES	NO	ITEMS	YES	NO	TIRES / WHEELS	CONDITION
WRECKED		<input checked="" type="checkbox"/>	SEAT (FRONT)	<input checked="" type="checkbox"/>		REGISTRATION	<input checked="" type="checkbox"/>		CAMPER		<input checked="" type="checkbox"/>	LEFT FRONT	GOOD
BURNED HULK per 431(c) VC		<input checked="" type="checkbox"/>	SEAT (REAR)	<input checked="" type="checkbox"/>		ALT. / GENERATOR	<input checked="" type="checkbox"/>		VESSEL AS LOAD		<input checked="" type="checkbox"/>	RIGHT FRONT	
VANDALIZED		<input checked="" type="checkbox"/>	RADIO	<input checked="" type="checkbox"/>		BATTERY	<input checked="" type="checkbox"/>		FIREARMS		<input checked="" type="checkbox"/>	LEFT REAR	
ENG. / TRANS. STRIP		<input checked="" type="checkbox"/>	TAPE DECK	<input checked="" type="checkbox"/>		DIFFERENTIAL	<input checked="" type="checkbox"/>		OTHER		<input checked="" type="checkbox"/>	RIGHT REAR	
MISC. PARTS STRIP		<input checked="" type="checkbox"/>	TAPE	<input checked="" type="checkbox"/>		TRANSMISSION	<input checked="" type="checkbox"/>					SPARE	
BODY METAL STRIP		<input checked="" type="checkbox"/>	OTHER RADIO	<input checked="" type="checkbox"/>		AUTOMATIC	<input checked="" type="checkbox"/>					HUB CAPS	
SURGICAL STRIP per 431(b) VC		<input checked="" type="checkbox"/>	IGNITION KEY	<input checked="" type="checkbox"/>		MANUAL	<input checked="" type="checkbox"/>					SPECIAL WHEELS	

RELEASE VEHICLE TO: ☐ R/O OR AGENT ☐ AGENCY HOLD ☐ 22850.3 VC

GARAGE PRINCIPAL / AGENT STORING VEHICLE (SIGNATURE)

Guillermo Berroa

DATE / TIME

12:17 01/12/12

NAME OF PERSON / AGENCY AUTHORIZING RELEASE

I.D. NO.

DATE

CERTIFICATION: I, THE UNDERSIGNED, DO HEREBY CERTIFY THAT I AM LEGALLY AUTHORIZED AND ENTITLED TO TAKE POSSESSION OF THE ABOVE DESCRIBED VEHICLE.

SIGNATURE OF PERSON AUTHORIZING RELEASE

SIGNATURE OF PERSON TAKING POSSESSION

☐ STOLEN VEHICLE / COMPONENT ☐ EMBEZZLED VEHICLE ☐ PLATE(S) REPORT

DATE / TIME OF OCCURRENCE	DATE / TIME REPORTED	NAME OF REPORTING PARTY (R/P)	DRIVER LICENSE NO. / STATE
LAST DRIVER OF VEHICLE	DATE / TIME	ADDRESS OF R/P	TELEPHONE OF R/P ()
I CERTIFY OR DECLARE UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF CALIFORNIA THAT THE FOREGOING IS TRUE AND CORRECT.		SIGNATURE OF PERSON MAKING REPORT	

REMARKS

(LIST PROPERTY, TOOLS, VEHICLE DAMAGE, ARRESTS)

DRIVER'S NAME	ARRESTED / SECTION? <input type="checkbox"/> YES <input type="checkbox"/> NO	REPORTED BY	VEHICLE TYPE? <input type="checkbox"/> YES <input type="checkbox"/> NO	VALUE \$
				<input type="checkbox"/> BILL OF LADING ATTACHED

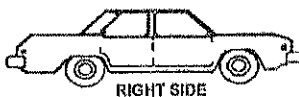
VEHICLE IMPOUNDED AS EVIDENCE IN ABOVE CASE, 1207248



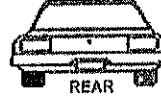
FRONT



LEFT SIDE



RIGHT SIDE



REAR



TOP

SIGNATURE OF OFFICER TAKING REPORT

I.D. NO.

367

SUPERVISOR

[Signature]

REQUIRED NOTICES SENT TO REGISTERED AND LEGAL OWNERS PER 22852 VC?

☒ YES ☐ NO

DATE NOTIFIED

12-5-12

STOLEN / EMBEZZLED NARRATIVE

1. AREA <input type="checkbox"/> RURAL <input type="checkbox"/> URBAN		2. TAKEN FROM <input type="checkbox"/> STREET <input type="checkbox"/> PARKING LOT <input type="checkbox"/> GARAGE <input type="checkbox"/> DRIVEWAY <input type="checkbox"/> OTHER _____			3. REGISTRATION IN VEHICLE? <input type="checkbox"/> YES <input type="checkbox"/> NO	
4. WAS NEIGHBORHOOD CHECKED FOR VEHICLE, WITNESSES, CLUES, OTHER CRIMES? <input type="checkbox"/> YES <input type="checkbox"/> NO		5. PAYMENTS CURRENT? <input type="checkbox"/> YES <input type="checkbox"/> NO		6. DOORS LOCKED? <input type="checkbox"/> YES <input type="checkbox"/> NO		7. KEYS IN VEHICLE? <input type="checkbox"/> YES <input type="checkbox"/> NO
8. ALL KEYS ACCOUNTED FOR? <input type="checkbox"/> YES <input type="checkbox"/> NO		9. WHEN WAS VEHICLE LAST SERVICED?		10. WHERE?		11. IS THIS THE USUAL MECHANIC? <input type="checkbox"/> YES <input type="checkbox"/> NO
12. RECENTLY LEFT IN PARKING GARAGE OR PARKING VALET SERVICE? <input type="checkbox"/> YES <input type="checkbox"/> NO		13. IF YES, WHERE?		14. VEHICLE EQUIPPED WITH ORIGINAL ENGINE? <input type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> UNK		15. ORIGINAL TRANSMISSION? <input type="checkbox"/> YES <input type="checkbox"/> NO
16. ORIGINAL PAINT? <input type="checkbox"/> YES <input type="checkbox"/> NO		17. IF ANSWER TO 14, 15, OR 16 IS NO, PROVIDE ADDITIONAL INFORMATION, SERIAL NO., ORIGINAL COLOR, ETC.		18. HAS VEHICLE BEEN PREVIOUSLY INVOLVED IN AN ACCIDENT? <input type="checkbox"/> YES <input type="checkbox"/> NO		19. IF YES, HAS DAMAGE BEEN FIXED? <input type="checkbox"/> YES <input type="checkbox"/> NO
20. PARTS DAMAGED		21. FACTORY EQUIPPED RADIO? <input type="checkbox"/> YES <input type="checkbox"/> NO		22. IF NO, MAKE AND SERIAL NO.		23. DOES VEHICLE HAVE LOCKING GAS CAP? <input type="checkbox"/> YES <input type="checkbox"/> NO
24. IS VEHICLE FULLY INSURED? <input type="checkbox"/> YES <input type="checkbox"/> NO		25. NAME / ADDRESS OF INSURANCE COMPANY		26. NAME / ADDRESS OF NEAREST RELATIVE NOT LIVING WITH R/P		27. IDENTIFYING MARKS, BUMPER STICKERS, ADD ON EQUIPMENT, ETC.

RECOVERY NARRATIVE

29. NAME, DATE AND CASE NUMBER OF REPORTING AGENCY

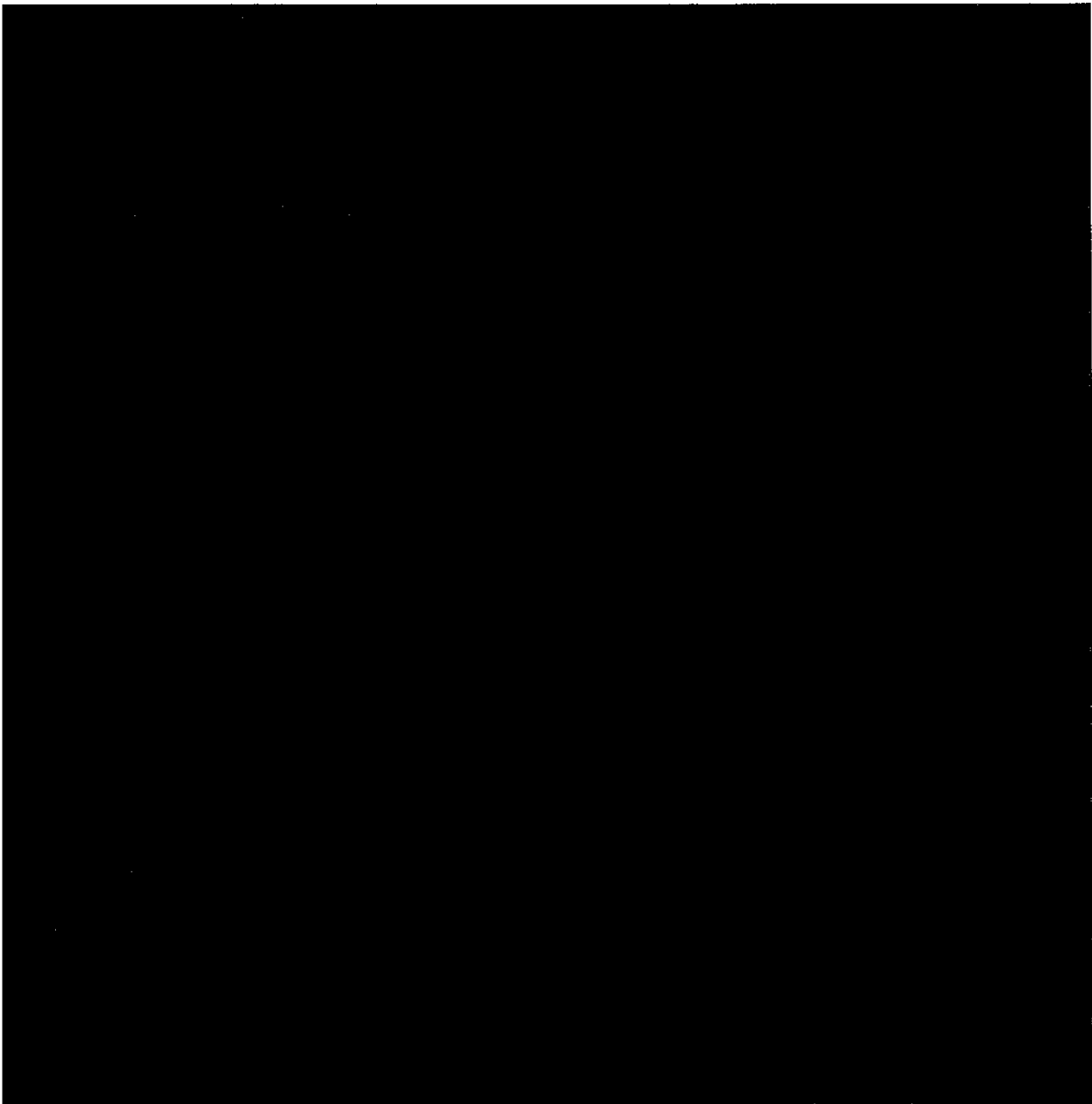
30. AREA RECOVERED <input type="checkbox"/> RURAL <input type="checkbox"/> URBAN		31. DESCRIPTION OF RECOVERY AREA		32. RECOVERY <input type="checkbox"/> COMPLETE <input type="checkbox"/> PARTIAL	
33. ANY EVIDENCE LOCATED? <input type="checkbox"/> YES <input type="checkbox"/> NO		34. WITNESSES, CLUES AND OTHER CRIMES		35. HAVE MISSING, IDENTIFIABLE PARTS BEEN ENTERED IN SVS? <input type="checkbox"/> YES <input type="checkbox"/> NO	

COMPONENT RECOVERY

36. DESCRIPTION	37. SERIAL NO.
-----------------	----------------

NARRATIVE

217-224



INCLETS



INCLETS

FIELD PROPERTY RECEIPT / RELEASE FORM

NATIONAL CITY POLICE DEPARTMENT, CITY OF NATIONAL CITY, CALIFORNIA
1200 NATIONAL CITY BLVD • NATIONAL CITY, CA 91950-4302 • (619) 336-4447

NCPD CASE # 1207248
OFFICER'S NAME / ID # YBARRA #381

DATE 07/09/2014

<input checked="" type="checkbox"/> EVIDENCE	<input type="checkbox"/> FOUND	<input type="checkbox"/> HELD PER 8102 W&I (5150 W&I)
<input type="checkbox"/> SAFEKEEPING	<input type="checkbox"/> DV HOLD	<input type="checkbox"/> SEARCH WARRANT

PROPERTY RECEIVED FROM:

LAST NAME MARTINEZ FIRST MANUEL MIDDLE TOMAS PHONE NUMBER ()

OWNER OF PROPERTY:

LAST NAME MARTINEZ FIRST MANUEL MIDDLE TOMAS PHONE NUMBER ()

MAILING ADDRESS: (REDACTED) (MOTHER) CONTACT PHONE NUMBER

STREET# APT# ()

CITY: STATE: ZIP CODE:

DESCRIPTION OF PROPERTY:

TAG#	DESCRIPTION (BRAND, MODEL, COLOR, ETC.)	SERIAL#
1-0081497	MARTINEZ (PANTS, SHOES, SOCK, & BELT)	
1-0081498	MARTINEZ' WALLET	
1-0081499	\$ 8.30 US CURRENCY	

* FOUND PROPERTY 1-0078445 (ITEMS FROM MARTINEZ' HOME)

WHEN FOUND PROPERTY IS HELD BY A LAW ENFORCEMENT AGENCY, CALIFORNIA CIVIL CODE SECTION 2080 REQUIRES THE FOLLOWING STATEMENT TO BE SIGNED BY THE FINDER: I DECLARE UNDER PENALTY OF PERJURY THAT THE ABOVE LISTED ITEMS WERE FOUND, THAT ALL ITEMS HAVE BEEN SURRENDERED, AND I DO NOT KNOW WHO THE TRUE OWNER IS.

SIGNATURE OF FINDER: _____

ACKNOWLEDGMENT (MUST BE SIGNED BY PERSON IN POSSESSION OF PROPERTY)

THIS FORM CONSTITUTES NOTIFICATION OF YOUR RIGHTS ACCORDING TO LAW. YOUR SIGNATURE IS NOT AN ADMISSION OF RESPONSIBILITY, BUT INDICATES THAT YOU HAVE RECEIVED A COPY OF THIS NOTICE. PLEASE REVIEW THE BACK OF THIS SHEET FOR AN EXPLANATION OF YOUR RIGHTS.

SIGNATURE: _____

RELEASE FORM: (OFFICER: DO NOT SIGN UNLESS AUTHORIZING RELEASE!)

I CERTIFY UNDER PENALTY OF PERJURY THAT I AM THE LAWFUL OWNER / GUARDIAN OF THE ABOVE DESCRIBED PROPERTY. I HAVE TAKEN POSSESSION OF THE DESCRIBED PROPERTY.

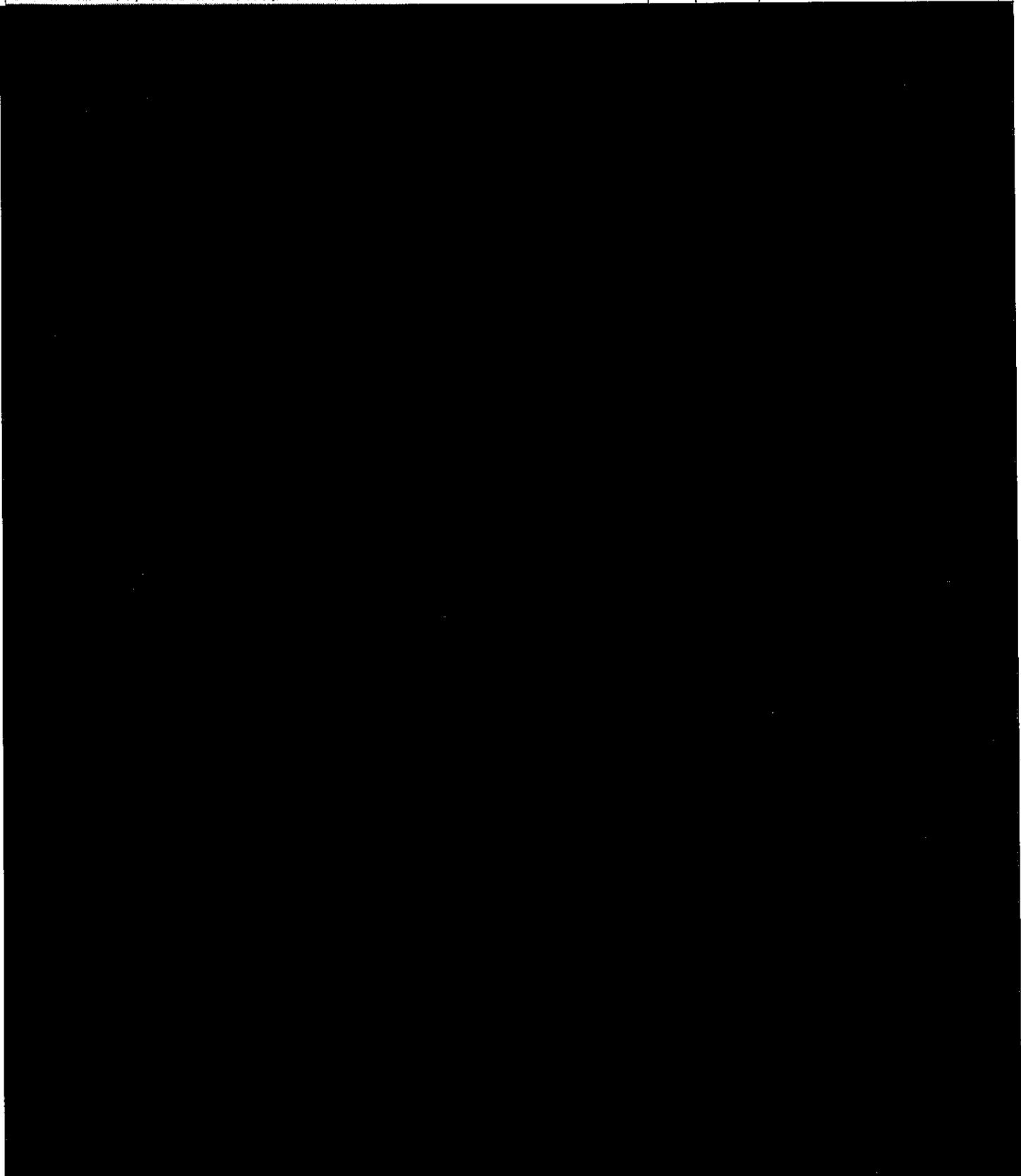
OFFICER'S SIGNATURE / ID # AUTHORIZING RELEASE W. D. [Signature] #381 DATE 07/09/2014

PROPERTY RELEASED TO: (REDACTED)

IDENTIFICATION TYPE / NUMBER CADL# (REDACTED)

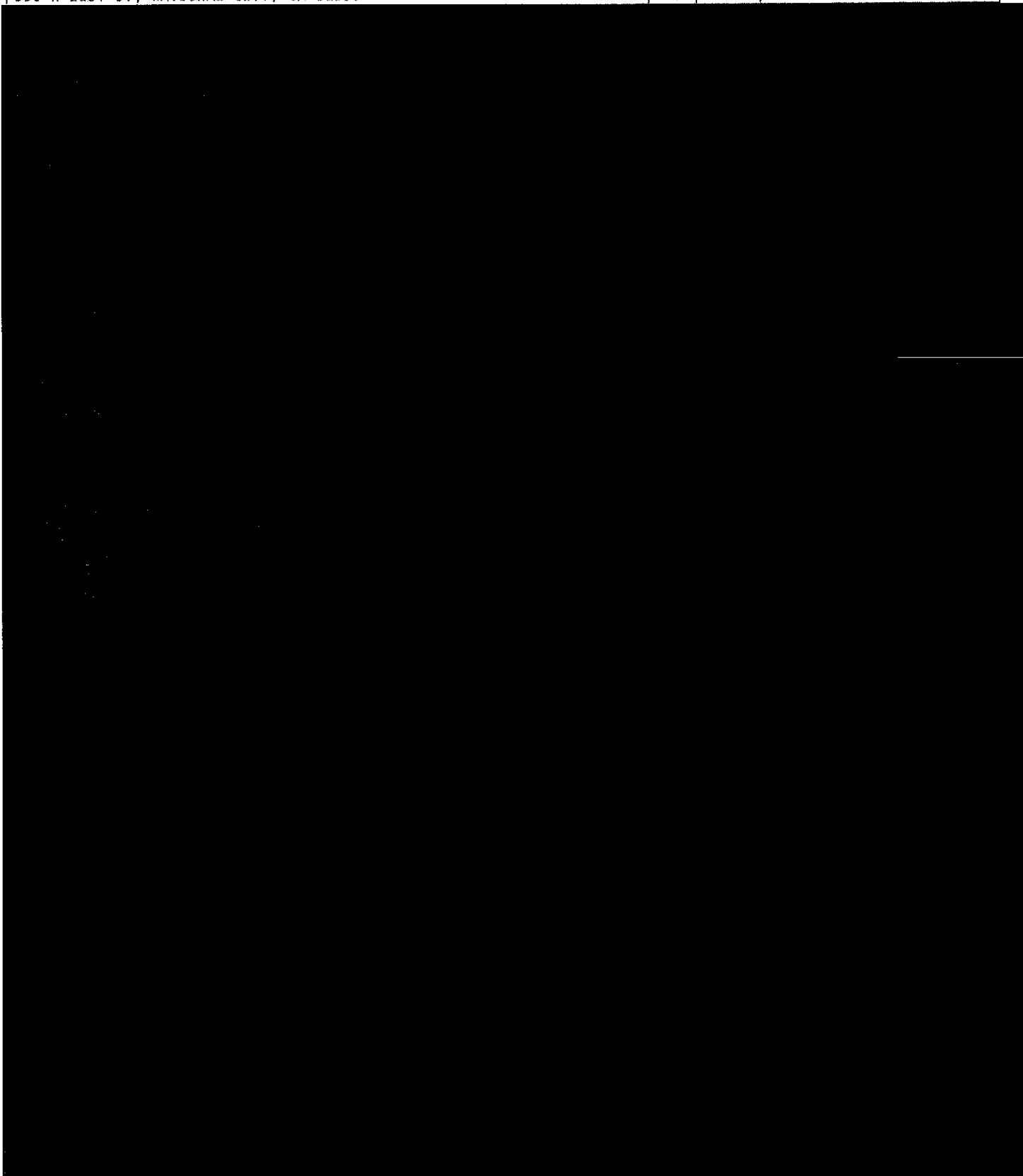
MUST CALL TO MAKE AN APPOINTMENT 336-4447

INCIDENT NUMBER	SAN DIEGO REGIONAL ADDITIONAL VICTIMS/WITNESSES/OTHERS		PAGE 1 OF 3	CASE NUMBER 1207248
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950		BEAT 24	DISTRICT	DATE 12/1/2012



REPORTING OFFICER Webb	ID# 438	DIVISION	APPROVED BY Ybarra	ID# 381	DATE AND TIME OF REPORT 12/11/2012 13:37
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INCIDENT NUMBER	SAN DIEGO REGIONAL ADDITIONAL VICTIMS/WITNESSES/OTHERS		PAGE 2 OF 3	CASE NUMBER 1207248
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950		BEAT 24	DISTRICT	DATE 12/1/2012



REPORTING OFFICER Webb	ID# 438	DIVISION	APPROVED BY Ybarra	ID# 381	DATE AND TIME OF REPORT 12/11/2012 13:37
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INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 3 OF 3	CASE NUMBER 1207248
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT 24	DISTRICT	DATE 12/1/2012	DAY OF WEEK Sat	TIME 10:16
PRIMARY CODE SECTION PC 245A1 - Assault with a deadly weapon or instrument other than a firearm					
ADDITIONAL CODE SECTION(S) PC 212.5(C) - ROBBERY; SECOND DEGREE; PC 69 - OBSTRUCT/RESIST EXEC OFFICER					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					

END OF REPORT

REPORTING OFFICER Webb	ID# 438	DIVISION	APPROVED BY Ybarra	ID# 381	DATE AND TIME OF REPORT 12/11/2012 13:37
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ORIGINAL - 01/11/2013

INCIDENT NUMBER		SAN DIEGO REGIONAL ADDITIONAL VICTIMS/WITNESSES/OTHERS				PAGE 1 OF 3		CASE NUMBER 1207248	
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950						BEAT	DISTRICT	DATE 12/1/2012	

VICTIM / WITNESS	<input type="checkbox"/> W-TYPE		VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)								
	<input type="checkbox"/> W		16		Kirkendall, L						
	RESIDENCE ADDRESS, CITY STATE ZIP								PHONE (Work) (619) 336-4460		
	RACE 0	SEX X	DATE OF BIRTH	ID TYPE NC	ID NUMBER 4756	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE No	RELATION TO: VICTIM SUSPECT N		
	STATUS E	EMPLOYER / SCHOOL National City Police Department				OCCUPATION / RANK / GRADE Crime Scene Specialist		DAYS OFF Vary	WORK HOURS Vary		
	BUSINESS ADDRESS, CITY STATE ZIP 1200 NATIONAL CITY BL, NATIONAL CITY, CA 91950							PHONE	VW ASSIST N		
	ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)										

VICTIM / WITNESS	<input type="checkbox"/> W-TYPE		VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)								
	<input type="checkbox"/>										
	RESIDENCE ADDRESS, CITY STATE ZIP								PHONE		
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE	RELATION TO: VICTIM SUSPECT		
	STATUS	EMPLOYER / SCHOOL				OCCUPATION / RANK / GRADE		DAYS OFF	WORK HOURS		
	BUSINESS ADDRESS, CITY STATE ZIP							PHONE	VW ASSIST		
	ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)										

VICTIM / WITNESS	<input type="checkbox"/> W-TYPE		VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)								
	<input type="checkbox"/>										
	RESIDENCE ADDRESS, CITY STATE ZIP								PHONE		
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE	RELATION TO: VICTIM SUSPECT		
	STATUS	EMPLOYER / SCHOOL				OCCUPATION / RANK / GRADE		DAYS OFF	WORK HOURS		
	BUSINESS ADDRESS, CITY STATE ZIP							PHONE	VW ASSIST		
	ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)										

VICTIM / WITNESS	<input type="checkbox"/> W-TYPE		VICTIM'S NAME (LAST, FIRST MIDDLE / OR ORGANIZATION)								
	<input type="checkbox"/>										
	RESIDENCE ADDRESS, CITY STATE ZIP								PHONE		
	RACE	SEX	DATE OF BIRTH	ID TYPE	ID NUMBER	ID TYPE	ID NUMBER	INTERPRETER?/LANGUAGE	RELATION TO: VICTIM SUSPECT		
	STATUS	EMPLOYER / SCHOOL				OCCUPATION / RANK / GRADE		DAYS OFF	WORK HOURS		
	BUSINESS ADDRESS, CITY STATE ZIP							PHONE	VW ASSIST		
	ADDITIONAL INFORMATION (VICTIM VEHICLE INFO. IF APPLICABLE)										

REPORTING OFFICER Kirkendall		ID# 4756		DIVISION CSS		APPROVED BY Ybarra		ID# 381		DATE AND TIME OF REPORT 02/28/2013 10:36	
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INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 2 OF 3	CASE NUMBER 1207248
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT	DISTRICT	DATE 12/1/2012	DAY OF WEEK Sat	TIME
PRIMARY CODE SECTION PC 245A1 - Assault with a deadly weapon or instrument other than a firearm					
ADDITIONAL CODE SECTION(S)					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					

Autopsy Supplemental

On Thursday, December 6, 2012, I attended the autopsy of Manuel Tomas Martinez (DOB [REDACTED]) with Detectives Ybarra, Walters and Sergeant Seward. The autopsy was conducted at the San Diego County Medical Examiner's Office, 5570 Overland Avenue, San Diego.

The autopsy began at approximately 0930 hours and was performed by Dr. Lucas and Forensic Autopsy Assistant (FAA), Stephen Hannum.

The body of Manuel Tomas Martinez was laying naked on a gurney. There was medical equipment on his body from being in the hospital. I took digital photographs documenting the condition of the body. Doctor Lucas and FAA Sutton removed the hospital equipment and I took additional photographs.

FAA Sutton washed the body. After the body was washed, I collected two swabs from inside the decedent's mouth. There were several bruises and abrasions on the body. I took mid-range and close-up photographs of the wounds and tattoos.

After the wounds were documented, Dr. Lucas opened the body for examination. I took photographs of the skull, the brain and the back.

At approximately 1330 hours, Dr. Lucas finished the autopsy. I received a set of the decedent's fingerprints from FAA Hannum along with a vial of the decedent's blood. I left the Medical Examiner's Office and drove to the National City Police Department (NCPD).

Upon my arrival to the police station, I transferred the digital images from the camera to a DVD-R. I impounded the DVD-R into the NCPD Property and Evidence Unit along with the evidence I collected from the autopsy.

See the attached evidence list for the items I impounded with the corresponding property tag numbers.

REPORTING OFFICER Kirkendall	ID# 4756	DIVISION CSS	APPROVED BY Ybarra	ID# 381	DATE AND TIME OF REPORT 02/28/2013 10:36
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ORIGINAL - 03/01/2013

INCIDENT NUMBER	SAN DIEGO REGIONAL OFFICER'S REPORT NARRATIVE			PAGE 3 OF 3	CASE NUMBER 1207248
CONTINUED FROM OFFICER'S REPORT ONLY	BEAT	DISTRICT	DATE 12/1/2012	DAY OF WEEK Sat	TIME
PRIMARY CODE SECTION PC 245A1 - Assault with a deadly weapon or instrument other than a firearm					
ADDITIONAL CODE SECTION(S)					
LOCATION OF INCIDENT, CITY STATE ZIP 530 W 21ST ST, NATIONAL CITY, CA 91950					

Evidence List

<u>Property Tag</u>	<u>Description</u>
I0081219	(2) Mouth swabs from Manuel Martinez
I0081220	(1) Blood vial from Manuel Martinez
I0081221	(1) Set of fingerprints from Manuel Martinez
I0081222	(1) DVD-R containing (225) digital images of the autopsy of Manuel Tomas Martinez

REPORTING OFFICER Kirkendall	ID# 4756	DIVISION CSS	APPROVED BY Ybarra	ID# 381	DATE AND TIME OF REPORT 02/28/2013 10:36
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ORIGINAL - 03/01/2013